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Reel # R2781

Tuesday, November 4, 1997

Statement of Proceedings

The Minutes of the

Board of Supervisors

County of San Diego

5-15-98

11/1997
COUNTY OF SAN DIEGO
STATEMENT OF PROCEEDINGS
REGULAR MEETING OF BOARD OF SUPERVISORS
TUESDAY, NOVEMBER 4, 1997

Robert
Horn

MORNING SESSION - Meeting was called to order at 10:09 a.m.

Present: Supervisors Bill Horn, Chairman; Greg Cox, Vice Chairman; Dianne Jacob, Pam Slater, and Ron Roberts; also Thomas J. Pastuszka, Clerk.

Invocation by Father Paul D. Palmitessa from Our Lady of Mount Carmel in Rancho Pensquitos.

Pledge of Allegiance to the Flag led by Michael Cultrera and Danielle Gardner, fifth graders from North Broadway Elementary School in Escondido

Approval of Statement of Proceedings/Minutes for Meeting of October 21, 1997.

ACTION:

ON MOTION of Supervisor Slater, seconded by Supervisor Jacob, the Board of Supervisors approved the minutes for the meeting of October 21, 1997.

AYES: Cox, Jacob, Slater, Roberts, Horn

AFTERNOON SESSION - Reconvened at 2:11 p.m. Supervisors Horn, Chairman; Cox, Vice Chairman; Jacob, Slater, and Roberts being present.

Category	Statement/ Minute Order No.	Subject
Land Use and Environment		Business Owners Relief Act of 1997
	0082 1.	
	0091 2.	Appointments to County's Regional Economic Task Force
	0099 3.	Noticed Public Hearing Assessment Ballot Hearing to Mitigate Potential El Niño Storm Damage to County Service Area Roads Carryover from 9/16/97, Agenda No. 14

- 0139 4. Noticed Public Hearing
Continuance of Planning and Land Use Fee and
Deposits Ordinance Amendment
- 0142 5. Traffic Advisory Committee Recommendations to the
County Board of Supervisors
- 0149 6. Funding for the Design of the Gird Road Bridge Over
Oak Canyon
- 0164 7. Alpine Boulevard/Louise Drive Drainage
Improvements
- 0177 8. Contract Change Order to add Westform Honor
Camp Access Road to A.C. Recaps, Road Division 2:
Contract No. 43585
(4 VOTES)
- 0187 9. Administrative Item:
Ordinance Amending the County Code of Regulatory
Ordinances Relating to the S. Citrus Avenue Sewer
Moratorium
- 0191 10. Administrative Item:
Property tax Exchange Resolution: Albert Klein
Reorganization (LAFCo Reference No. RO 97-22)
- 0201 11. Administrative Item:
Agreement for the Installation of an Electric
Transformer for a Security Gate at Gillespie Field
- 0224 12. Approval of Revenue Contracts with the State of
California
- 0318 13. Ordinance Amending the County Administrative
Code Relating to the Fish and Wildlife Advisory
Commission

- 0322 14. Administrative Item:
Appointments to Watershed Fire Council of Southern California
- 0330 15. Appropriation of Grant Funds and Application for Environmental Enhancement and Mitigation Program Funds
[Funding Source: Environmental Enhancement and Mitigation and 1988 State Bond Act Grant Funds]
- Community Services 0346 16. Signs of Support to Benefit San Diego County Youth
- 0354 17. Reallocation of Funds to the San Diego Film Commission
[Funding Source: Previously Approved 1997-98 Community Enhancement Funds]
- Community Services 0361 18. Noticed Public Hearing:
East Mesa Regional Firearms Training Facility - Acquisition of Mitigation Parcel No. 97-0168-A Carryover from 10/7/97, Agenda No. 5 (4 VOTES)
[Funding Source: Federal Bureau of Investigation Revenue]
- 0404 19. Dollar for Dollar Donation Matching Program for the County Library (4 VOTES)
- 0430 20. Emergency Shelter: Application to the State of California Emergency Housing and Assistance Program for \$60,000 made available by AB242
- 0437 21. Gillespie Field - Amendment to Lease with S.D. Aircraft, Inc. and New Lease with Wayne E. Breise
[Funding Source: Airport Enterprise Funds] (4 VOTES)
- 0574 22. Alternate Public Defender - Renegotiated Lease for Space at 110 West C Street, San Diego
[Funding Source: General Fund (67 percent) and the Penalty Assessment Fund (33 percent)]

- 0696^{23.} Noticed Public Hearing:
Ramona Landfill Acquisition of parcel No. 97-0154-A.B.
- 0744^{24.} Channel Road Bridge Project - Acquisition of Parcel
Nos 92-0399-E and 92-0460-A,B,C
[Funding Source: TransNet Revenues]
- Community Services 0774^{25.} Administrative Item
Set Hearing for 12/2/97, 9:00 a.m.
San Vicente Road South - Authorization of Eminent Domain
- 0778^{26.} Feasibility Study for Expansion of Juvenile Hall
(4 VOTES)
- Public Safety Services 0789^{27.} Sheriff's Station in Rancho San Diego
- 0798^{28.} Monitoring Registered Sexual Offenders
- 0806^{29.} Local Juvenile Placement Trust Funds: Full-Year
Progress Report
- 0838^{30.} Sole Source Procurement for Breaking Cycles
Demonstration Project
- 0849^{31.} Approve the Application for the Tenth year San Diego
County Jurisdictions Unified for Drug/Gang
Enforcement Program Grant
[Funding Source: Office of Criminal Justice Planning
and Work Crew Revenue]
(4 VOTES)
- 0954^{32.} Fiscal Year 1997-98 Major Narcotic Vendor
Prosecution Grant Application (Fourth Year)
[Funding Source: Office of Criminal Justice Planning]
- 1011^{33.} Fiscal Year 1997-98 Spousal Abuser Prosecution
Program Grant Application (Fourth Year)
[Funding Source: California Department of Justice]

- 1030 34. Amendment to the Agreement for Water Service for the East Mesa Detention Facility
- Public Safety Services 1043 35. Appropriation of Unanticipated Revenue for the Las Colinas Detention Facility Expansion
[Funding Source: Unanticipated Revenue from Court-Imposed Fines and Inmate Welfare Funds]
(4 VOTES)
- 1054 36. Addition of Revenue Offset Booking Clerk Position to Sheriff's Descanso Facility
[Funding Source: Revenue Generated by Contract Number 72640R]
(4 VOTES)
- 1063 37. Administrative Item:
Second Consideration and Adoption of Ordinance An Ordinance Adding Section 13.102 to the Code of Regulatory Ordinances Relating to Arrest and Issuance of Citations by the Sheriff's License Specialists
- Health and Human Services 1089 38. County Indigent Health Services - Fourth Operating Agreement Patient Fees
- 1104 39. Report on AIDS Foundation of San Diego Investigation and on Implementation of Contractor Monitoring and Training Plan
- 1123 40. Procurement of HIV/AIDS Services
[Funding Source: Federal Department of Health and Human Services]
- 1134 41. Procurement of Alcohol and Other Drug Treatment and Recovery Services for People Who are Deaf, Hard-of-Hearing or Late Deafened
[Funding Source: State General Funds and Federal Substance Abuse Prevention and Treatment Block Grant Funds]
- 1144 42. Report Card for Children and Families
- Health and Human Services 1152 43. Medi-Cal Administrative Claiming Agreement

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|--------------------------------|------|-----|--|
| | 1156 | 44. | Administrative Item:
Second Consideration and Adoption of Ordinance
Amendments to the Compensation Ordinance Deleting
Specified Positions in the Department of Health
Services Resulting in the Lay-off of Employees |
| | 1173 | 45. | Acquired Immune Deficiency Syndrome Drug
Assistance Revenue Contract |
| General Government
Services | 1191 | 46. | Authorization to Retain Interest Earnings on
AB818/AB719 Property Tax Administration Funds |
| | 1198 | 47. | Procurement of Automated Recording Test System
and Vendor Support
(4 VOTES) |
| | 1209 | 48. | Purchase of Video Editing System
[Funding Source: Budget of Department of Media
and Public Relations for 1997-98] |
| | 1218 | 49. | Administrative Item:
Second Consideration and Adoption of Ordinance
Amendment to the Compensation Ordinance |
| | 1246 | 50. | Administrative Item:
Second Consideration and Adoption of Ordinance
Requirements for Treasurer-Tax Collector Position |
| | 1279 | 51. | 1997-98 First Quarter Budget Status Report and
Management Strategy/Amendment to the
Compensation Ordinance Deleting Specified Positions |
| General Government
Services | 1283 | 52. | Proposed Use of Remaining Proceeds from the Sale of
the Solid Waste System
(4 VOTES) |
| | 1306 | 53. | Deletion of Solid Waste Staff Positions and Transfer
of Remaining On-Going County Responsibilities and
Obligations |
| | 1318 | 54. | Status Report on the Sale of the County's Solid Waste
System and Recommendations Regarding Solid Waste
Environmental Trust Fund
(4 VOTES) |

Appointments 1324 55.

Communications Received 1344 56.

General Government Services 1351 57.

Closed Session 1360 58.

1368 59.

Administrative Item:
Appointments

Communications Received for Board of Supervisors'
Official Records

San Diego State University Foundation - Tax Exempt
Financing

Closed Session Items

Proclamations/Presentations

1. **SUBJECT: Business Owners Relief Act of 1997**
(Supv. Dist: 2)

ISSUE/REFERENCE:

This action would reduce costs for San Diego businesses by eliminating the minor permitting fees for businesses which were eliminated for homeowners under the Homeowner Relief Act, reforming County inspection, permitting, contracting and notification procedures, and exempting additional businesses from the Business Personal Property Tax.

FISCAL IMPACT:

If approved, this request will result in no additional costs or staff years. Additional costs to the County may occur in the future if the proposals outlined in this Board letter are implemented. However, the actions could result in undetermined savings to businesses in the unincorporated area.

RECOMMENDATION:

SUPERVISOR JACOB:

Direct the Chief Administrative Officer to explore the feasibility of applying the Homeowner Relief Act fee eliminations to businesses, combining Department of Environmental Health and State inspections when possible, increasing flexibility to contractors bidding on County contracts, streamlining the permit process for installing business signs, notifying both businesses and property owners when County projects impact a property, and petitioning the State Legislature to increase the threshold used to impose the Business Personal Property Tax and report back to the Board within 60 days with recommendations and the costs associated with any changes.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

2. **SUBJECT: Appointments to County's Regional Economic Task Force**
(Supv. Dist: All)

ISSUE/REFERENCE:

On April 15, 1997 (19), the Board of Supervisors established the Regional Economic Task Force (RETF), for San Diego County. The mission is to advise the Board of Supervisors and the Chief Administrative Officer on issues affecting the economic prosperity of the region.

The RETF is composed of business leaders from each key cluster, a representative from small/entrepreneurial businesses and an economist. The RETF shall develop economic policy recommendations to the Chief Administrative Officer and the Board of Supervisors.

FISCAL IMPACT:

Staffing for this task force will be provided by the Office of Trade and Business Development within currently budgeted funding.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

1. Appoint Jerry Butkiewicz, Labor Council of San Diego and Imperial Counties - representing the Labor industry, to the RETF, for a term to expire on December 31, 1998.

Appoint Scot Cheatham, EOS, International-representing the Software industry, to the RETF, for a term to expire on December 31, 1999.

Appoint Mark Dankberg, ViaSat Inc.-representing the Telecommunications industry, to the RETF, for a term to expire on December 31, 1998.

Appoint William Ehlen, Valle de Oro Bank-representing the Financial industry, to the RETF, for a term to expire on December 31, 1998.

Appoint Alan Gin, University of San Diego, to the RETF as the Economist, for a term to expire on December 31, 1998.

Appoint Fred Hallett, National Steel and Shipbuilding Company representing the Maritime industry, to the RETF, for a term to expire on December 31, 2000.

Appoint Motoharu Iue, Sanyo North America Corporation-representing the Maquiladora industry, to the RETF, for a term to expire on December 31, 2000.

Appoint Jackie Jennings, Johnson & Jennings General Contractors-representing Small Business, to the RETF, for a term to expire on December 31, 1999.

Appoint Ralph Koehrer, Anacomp, Inc.- representing the Electronics industry, to the RETF, for a term to expire on December 31, 1998.

Appoint Henry Nordhoff, Gen-Probe Inc.-representing the Biotech industry, to the RETF, for a term to expire on December 31, 2000.

Appoint Tom Walsh, Channelmatic-representing the Industrial industry, to the RETF, for a term to expire on December 31, 1999.

Appoint Bob Watkins, RJ Watkins and Company Ltd.-representing the Executive Labor Force, to the RETF, for a term to expire on December 31, 2000.

Appoint John Young, Commercial Workers of America-representing the Labor industry, to the RETF, for a term to expire on December 31, 1998.

Appoint Walter Zable, Cubic Corp.-representing the Defense and Aerospace industry to the RETF, for a term to expire on December 31, 1999.

2. Direct the Chief Administrative Officer to provide administrative support to their Board.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

3. **SUBJECT:** **Noticed Public Hearing:**
Assessment Ballot Hearing to Mitigate Potential El Niño Storm Damage to
County Service Area Roads
(Carryover Item from 9/16/97, Agenda No. 14)
(Supv. Dist: 2,3, 5)

ISSUE/REFERENCE:

On September 16, 1997 (14), the Board of Supervisors directed staff to prepare and mail an assessment ballot to County Service Areas (CSA's) identified as facing potential flood damage. This ballot provided estimated damages and costs to repair potential flood damage to roads identified for 28 at-risk County Service Areas. Today's Hearing offers property owners the opportunity to speak to this topic and also provides the Board with a summary of the ballots received. Additionally, a recommendation is included which directs a second assessment ballot process to take place after actual damages are identified for those County Service Areas which did not ballot approval of an assessment increase in the current proceeding. The benefit of this advance planning process is to offer the opportunity for County Service Area property owners to plan ahead to speed the repair of their roads should they experience flood damage.

FISCAL IMPACT:

Funds for administering the assessment ballot proceedings are included in the County Service Area budgets. The estimated maximum cost to produce and mail the second set of ballots is under \$.55 per parcel, and the total is dependent on the number of CSA's to receive the mailing. At most the cost will be \$2,400. If approved, this request will result in no additional current year cost and require the addition of no staff years.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

1. Accept the ballot summary submitted by staff and direct that those County Service Areas receiving a weighted majority ballot approval receive prompt processing should they incur flood damage to their roads.
2. Direct the Chief Administrative Officer to initiate a second assessment ballot proceeding subsequent to identified storm damage to those County Service Areas experiencing flood damage to their roads and which are in need of funding assistance which will result in an increased assessment to the property owners.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors closed the Hearing and took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

4. **SUBJECT: Noticed Public Hearing**
 Continuance of Planning and Land Use Fee and Deposits Ordinance
 Amendment
 (Supv. Dist: All)

ISSUE/REFERENCE:

This item proposes changes to the Department of Planning and Land Use Deposit and Flat Fee structure. Some key changes include: 1) Establishment of Intake Deposit ranges to be collected for the purpose of determining scope of project including tasks, time, milestones and cost; 2) Establishment of an Estimated Deposit which would be based on factors determined during initial project analysis. The project manager and customer will have opportunities to review the Estimated Deposit as necessary at various milestones during project processing. The Estimated Deposit will be based on the customer's unique project; 3) Establishment of Standard Hourly rates for professional and support staff which will be used to bill customer accounts. This will eliminate fluctuation in hourly rates from invoice to invoice; and 4) Reduction of Flat Fees.

FISCAL IMPACT:

The request for continuance has no fiscal impact.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

Continue this item to December 2, 1997.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent, continuing the Hearing to December 2, 1997, at 9:00 a.m..

AYES: Cox, Jacob, Slater, Roberts, Horn

5. **SUBJECT: Traffic Advisory Committee Recommendations to the County Board of Supervisors**
(Supv. Dist: 1, 2, 4 & 5)

ISSUE/REFERENCE:

The Traffic Advisory Committee (TAC) meets every six weeks to review proposed changes or additions to traffic controls. This Committee recommends your action on 28 Items, recommending adoption of 14 Items, the continuance of two items (N & Q) and not recommending adoption of 12 Items (A, B, C1, E, G1, G2, H, J, K, L, O & P).

FISCAL IMPACT:

Funds for this proposal are budgeted in the Road Fund.

RECOMMENDATIONS

TRAFFIC ADVISORY COMMITTEE:

Consider and file report including the following recommendations:

- (I) A. Hermosita Drive and San Marino Drive, LAKE SAN MARCOS-Do not establish an all-way stop control.
- B. Jamul Drive and Lyons Valley Road, JAMUL-Do not place on the County's Traffic Signal Priority List.
- C1. Circle R Drive and Old Highway 395, VALLEY CENTER-Do not place on the County's Traffic Signal Priority List.
- C2. Deer Springs Road and Mesa Rock Road, VISTA- Place on the County's Traffic Signal Priority List.

- D. Gopher Canyon Road and Champagne Boulevard/Old Highway 395, BONSALL-Place on the County's Traffic Priority List. Do not establish an all-way stop control. E. Del Rio Road/Austin Drive and Calavo Drive, SPRING VALLEY-Do not establish an all-way stop control.
- F. Calle Albara from the east line of Wieghorst Way easterly to the west line of SR-54 (Jamacha Road), RANCHO SAN DIEGO-Lower the existing 40 MPH speed limit to 35 MPH. Certify this speed zone for radar enforcement. (Valle de Oro Community Planning Group)
- G1. Calle Albara and Avenida Apolinaria/Calle Naranja, RANCHO SAN DIEGO-Do not establish an all-way stop control. (Valle de Oro Community Planning Group)
- G2. Avenida Apolinaria and Calle Ardilla, RANCHO SAN DIEGO-Do not establish an all-way stop control. (Valle de Oro Community Planning Group)
- H. Bonita Woods Drive and Bram Avenue, BONITA-Do not establish an all-way stop control.
- I. Vine Street, east side, from the south line of Woodside Avenue southerly 210 feet, LAKESIDE-Rescind the existing parking prohibition.
- J. Fuerte Drive and Rolling Hills Drive, EL CAJON-Do not establish an all-way stop control. (Valle de Oro Community Planning Group)
- K. Osborne Street and Hutchison Street, VISTA-Do not establish an all-way stop control.
- L. Ash Street and Lehner Avenue, ESCONDIDO-Do not establish an all-way stop control.
- M. Pinkard Lane, west side, from the north line of Highway 8 Business northerly 840 feet, LAKESIDE-Establish a parking prohibition. Rescind the existing parking prohibition along the east side of Pinkard Lane.
- N. Buena Vista Avenue, west side, from the south line of Chestnut Street to the north line of Apple Street, DICTIONARY HILL-Continue the request for the establishment of a parking prohibition to the November 14, 1997 meeting of the Traffic Advisory Committee.
- O. Black Canyon Road, both sides, from the north line of Sutherland Dam Road northerly 0.5 miles, MESA GRANDE-Do not establish a parking prohibition.

- P. Fallbrook Street and Alturas Street, FALLBROOK-Do not establish an all-way stop control.
- Q. Apple Street, north side, from the west line of the west leg of La Presa Avenue westerly to the east line of Grand Avenue, LA PRESA-Continue the request for the establishment of a parking prohibition to the November 14, 1997 meeting of the Traffic Advisory Committee.
- R1. Aviation Road, south side, from a point 550 feet west of the west line of Wisconsin Avenue westerly 160 feet, FALLBROOK-Establish a parking prohibition.
- R2. Channel Road, west side, from the south line of Woodside Avenue southerly 300 feet, LAKESIDE-Establish a parking prohibition.
- R3. Channel Road, east side, from the south line of Woodside Avenue southerly 190 feet, LAKESIDE-Establish a parking prohibition.
- R4. San Diego Street/Huron Street at Jamacha Boulevard, SPRING VALLEY- Legalize a newly constructed traffic signal.
- R5. Main Street (SR-67), south side, from the east line of Letton Street easterly 200 feet, RAMONA-Establish a parking prohibition.
- R6. Eighth Street, west side, from a point 130 feet north of the north line of G Street northerly 40 feet, RAMONA-Establish a bus loading zone.
- R7. Scripps Poway Parkway, both sides, from the Poway City Limit easterly to SR-67, POWAY-Establish a parking prohibition.
- R8. La Presa Avenue, east side, from a point 250 feet north of the north line of the southerly leg of San Diego Street northerly to a point 130 feet north of the north leg of San Diego Street, LA PRESA-Amend an existing parking prohibition.
- R9. La Presa Avenue, east side, from a point 130 feet north of the north leg of San Diego Street northerly 150 feet, LA PRESA-Establish a bus loading zone from 7:30 AM to 2:30 PM on school days.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

- 1. Concur with the Traffic Advisory Committee's (TAC's) recommendations.

2. Adopt and/or amend the following Resolutions and Ordinance.

(II) Traffic Resolutions:

No. 300 (Items R6 & R9)

No. 301 (Items I, M, R1, R2, R3, R5, R7 & R8)

No. 303 (Item R4)

(III) Ordinance (Item F)

Read title, waive further reading and Introduce Ordinance for further Board consideration on December 2, 1997.

AN ORDINANCE AMENDING SECTION 72.161.22.2. OF THE
SAN DIEGO COUNTY CODE RELATING TO TRAFFIC
REGULATIONS IN THE COUNTY OF SAN DIEGO

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors continued Item B for 30 days directing the Chief Administrative Officer to work with Jamul/Dulzura School District and Planning Group on Item B recommendation; trailed Item M for discussion, took other actions as recommended, on Consent, introducing Ordinance for further Board consideration on December 2, 1997, and adopting the following Resolutions:

Resolution No. 97-340, entitled: TRAFFIC RESOLUTION NO. 2250, RESOLUTION AMENDING TRAFFIC RESOLUTION NO. 300 RELATING TO THE ESTABLISHMENT OF LOADING ZONES IN THE COUNTY OF SAN DIEGO

Resolution No. 97-341, entitled: TRAFFIC RESOLUTION NO. 2251, RESOLUTION AMENDING TRAFFIC RESOLUTION NO. 300 RELATING TO THE ESTABLISHMENT OF LOADING ZONES IN THE COUNTY OF SAN DIEGO

Resolution No. 97-342, entitled: TRAFFIC RESOLUTION NO. 2252, RESOLUTION AMENDING TRAFFIC RESOLUTION NO. 301 RELATING TO THE ESTABLISHMENT OF NO STANDING OR PARKING ZONES IN THE COUNTY OF SAN DIEGO

Resolution No. 97-344, entitled: TRAFFIC RESOLUTION NO. 2255, RESOLUTION AMENDING TRAFFIC RESOLUTION NO. 301 RELATING TO THE ESTABLISHMENT OF NO STANDING OR PARKING ZONES IN THE COUNTY OF SAN DIEGO

Resolution No. 97-345, entitled: TRAFFIC RESOLUTION NO. 2256, RESOLUTION AMENDING TRAFFIC RESOLUTION NO. 301 RELATING TO THE ESTABLISHMENT OF NO STANDING OR PARKING ZONES IN THE COUNTY OF SAN DIEGO

Resolution No. 97-346, entitled: TRAFFIC RESOLUTION NO. 2257, RESOLUTION AMENDING TRAFFIC RESOLUTION NO. 301 RELATING TO THE ESTABLISHMENT OF NO STANDING OR PARKING ZONES IN THE COUNTY OF SAN DIEGO

Resolution No. 97-347, entitled: TRAFFIC RESOLUTION NO. 2258, RESOLUTION AMENDING TRAFFIC RESOLUTION NO. 301 RELATING TO THE ESTABLISHMENT OF NO STANDING OR PARKING ZONES IN THE COUNTY OF SAN DIEGO

Resolution No. 97-348, entitled: TRAFFIC RESOLUTION NO. 2259, RESOLUTION AMENDING TRAFFIC RESOLUTION NO. 301 RELATING TO THE ESTABLISHMENT OF NO STANDING OR PARKING ZONES IN THE COUNTY OF SAN DIEGO

Resolution No. 97-349, entitled: TRAFFIC RESOLUTION NO. 2260, RESOLUTION AMENDING TRAFFIC RESOLUTION NO. 301 RELATING TO THE ESTABLISHMENT OF NO STANDING OR PARKING ZONES IN THE COUNTY OF SAN DIEGO

Resolution No. 97-350, entitled: TRAFFIC RESOLUTION NO. 2261, RESOLUTION AMENDING TRAFFIC RESOLUTION NO. 303 RELATING TO THE ESTABLISHMENT OF SIGNALIZED INTERSECTIONS IN THE COUNTY OF SAN DIEGO

AYES: Cox, Jacob, Slater, Roberts, Horn

5A

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Slater, the Board of Supervisors continued Item M to January 13, 1998, and directed that the issue go back to the Traffic Advisory Committee to allow Mr. Sprague and the Fire District to make their presentation, with the Chief Administrative Officer to report back to the Board.

AYES: Cox, Jacob, Slater, Roberts, Horn

6. **SUBJECT: Funding for the Design of the Gird Road Bridge Over Oak Canyon**
(Supv. Dist: 5)

ISSUE/REFERENCE:

On July 22, 1997(3), the Board of Supervisors approved the Public Works budget which included the design of the Gird Road Bridge project. The existing bridge is sub-standard and should be replaced. This action requests that the Board of Supervisors accept the Program Supplement for funding the design of the Gird Road Bridge project. If approved, the County would receive up to \$180,000 for design of the Gird Road Bridge.

FISCAL IMPACT:

Funds for this proposal are budgeted. If approved, this request will result in the receipt of up to \$180,000 current year Federal Highway Bridge Replacement and Rehabilitation Funds, zero total annual cost and require the addition of no staff years.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

Adopt a Resolution approving and ordering execution of Program Supplement No. 123 to Administering Agency - State Agreement No. 11-5957. (County Contract No 71989-R)

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 97-351, entitled FUNDING FOR THE DESIGN OF THE GIRD ROAD BRIDGE OVER OAK CANYON.

AYES: Cox, Jacob, Slater, Roberts, Horn

7. **SUBJECT: Alpine Boulevard/Louise Drive Drainage Improvements**
(Supv. Dist: 2)

ISSUE/REFERENCE:

The Board of Supervisors approved development of this project by including funding in the Department of Public Works' Fiscal Year 1997-98 Budget adopted July 22, 1997 (3). This action will declare Louise Drive, Alpine, a public road so that public funds can be expended to resolve its drainage problem.

FISCAL IMPACT:

The recommended action has no fiscal impact. However as a result of this action, budgeted funds will be expended for the drainage improvements in Fiscal Year 1997-98. Expenditures will amount to \$34,000 from the General Fund and approximately \$60,000 from the Road Fund Routine Maintenance Budget.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

1. Find, in accordance with Section 21080.21 of the California Environmental Quality Act Guidelines that the Alpine Boulevard/Louise Drive drainage improvements project is exempt from the provisions of the Act because it constitutes the installation of new pipeline for less than one mile within a public right-of-way.
2. Adopt the Resolution of the San Diego County Board of Supervisors declaring Louise Drive to be a public road, declaring said road not a County Highway and not accepted into the County maintained road system.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 352, entitled: RESOLUTION DECLARING LOUISE DRIVE TO BE A PUBLIC ROAD DECLARING SAID ROAD NOT A COUNTY HIGHWAY AND NOT ACCEPTED INTO THE COUNTY MAINTAINED ROAD SYSTEM.

AYES: Cox, Jacob, Slater, Roberts, Horn

8. **SUBJECT:** Contract Change Order to Add Westfork Honor Camp Assess Road to A.C. Recaps, Road Division 2; Contract No. 43585
(Supv. Dist: 2,3 and 5)

ISSUE/REFERENCE:

On July 22, 1997 (9), the Board of Supervisors approved contract documents and authorized the Director of Purchasing and Contracting to advertise, receive bids, and to award a contract to overlay various County roads in Road Maintenance Division 2 with asphalt concrete. The low bidder on this Department of Public Works contract is Industrial Asphalt. Subsequently, the Department of General Services has identified a need to pave an access road to the Westfork Honor Camp. It has been determined that by adding this work to the Industrial Asphalt contract a substantial cost savings can be achieved.

FISCAL IMPACT:

Funds for this proposal are budgeted in the General Fund. Funds were allocated as part of the Fiscal Year 1997-98 Major Maintenance Budget. If approved, this request will result in an estimated current year cost of \$320,450, no annual cost, and will require the addition of no staff years.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

1. Establish additional appropriations in the amount of \$320,450 in Activity No. 4C8000 (Fiscal Year 1997-98 A.C. Recaps), Org. 5766 Account 2324, Task 324, based on available revenue from the County General Fund. (4 VOTES)
2. Waive Board Policy A-87, Competitive Procurement.
3. Approve and authorize the execution by the Director of Purchasing and Contracting, of a Change Order to A. C. Recaps, Road Division 2, Contract No. 43585 to pave Westfork Honor Camp access road in the amount of \$320,450.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

9. **SUBJECT: Administrative Item:**
Ordinance Amending the County Code of Regulatory Ordinances Relating to the S. Citrus Avenue Sewer Moratorium
(Supv. Dist: 5)

ISSUE/REFERENCE:

This is a request that the Board adopt an ordinance amending the County Code of Regulatory Ordinances to exclude Assessor's Parcel Number 234-440-03 located at 1980 Summit Drive in Escondido from the existing S. Citrus Avenue Sewer Moratorium area. The owner has submitted to the Department of Environmental Health engineering documentation and hydrological evaluation demonstrating that the parcel neither drains into nor adversely affects the S. Citrus Avenue basin.

FISCAL IMPACT:

The recommended action has no fiscal impact.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

1. Find that the submitted Ordinance is exempt under Section 15061 of the California Environmental Quality Act Guidelines because it can be seen with certainty that there is no possibility that this action will have any significant effect on the environment and that no further environmental analysis will be necessary.

2. Read title, waive further reading, and introduce Ordinance for further consideration on December 2, 1997.

AN ORDINANCE AMENDING THE COUNTY CODE OF REGULATORY
ORDINANCES RELATING TO THE S. CITRUS AVENUE SEWER
MORATORIUM.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent, introducing Ordinance for further Board consideration on December 2, 1997.

AYES: Cox, Jacob, Slater, Roberts, Horn

10. **SUBJECT: Administrative Item:**
Property Tax Exchange Resolution: Albert Klein Reorganization (LAFCo Ref. No. RO 97-22)
(Supv. Dist: 5)

ISSUE/REFERENCE:

Section 99 of the Revenue and Taxation Code requires that a property tax exchange be adopted by the Board of Supervisors before the Local Agency Formation Commission (LAFCo) can process a proposal for jurisdictional change. A reorganization has been filed with LAFCo that requires Board action representing special districts.

FISCAL IMPACT:

The County will receive a small increase in property tax revenues (approximately \$45/year).

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

Adopt the Resolution regarding negotiated property tax exchange relative to jurisdictional changes.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 97-353 RESOLUTION REGARDING NEGOTIATED PROPERTY TAX EXCHANGE RELATIVE TO JURISDICTIONAL CHANGES.

AYES: Cox, Jacob, Slater, Roberts, Horn

11. **SUBJECT: Administrative Item:**
Agreement for the Installation of an Electric Transformer for a Security Gate at Gillespie Field
(Supv. Dist: 2)

ISSUE/REFERENCE:

On July 22, 1997 (3), the Board of Supervisors approved the Public Works budget which included construction of a security gate at Gillespie Field. In order to install this electric security gate, San Diego Gas and Electric must install a transformer.

FISCAL IMPACT:

Funds for this proposal are budgeted in the Airport Enterprise Fund. If approved, this request will result in a current year cost of \$1,366, no annual cost and will require the addition of no staff years. There is no impact to the General Fund.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

Approve and authorize the Clerk of the Board to execute the Agreement for Extension and Construction of Electric. (County Contract No. 36764-E)

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

12. **SUBJECT: Approval of Revenue Contracts With the State of California**
(Supv. Dist: All)

ISSUE/REFERENCE:

On October 1, 1996 (8) your Board approved the annual renewal of six revenue contracts with the State of California, Department of Food and Agriculture and the California Environmental Protection Agency, Department of Pesticide Regulation. This action will result in the renewal of these six revenue contracts for Fiscal Year 1997-98.

FISCAL IMPACT:

The costs and offsetting revenues for this proposal are budgeted in the Department of Agriculture, Weights and Measures' Fiscal Year 1997-98 Adopted Budget. Included are \$1,238,535 in contract revenue, \$111,093 in State subvention offsets (unclaimed gas tax and pesticide mil tax) for a total of \$1,349,628 in offsetting revenues; and \$1,302,452 in direct costs and \$130,245 in departmental indirect costs for a total of \$1,432,698 in total costs. Not included in the Adopted Budget are \$195,368 in external A-87 costs.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

1. Waive Board Policy B-29; Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery.
2. Approve and authorize execution, by the Clerk of the Board, the contracts (as listed in Table A) approved as to form and legality by County Counsel, for the contract periods of July 1, 1997 to June 30, 1998. (County Contract No. 73461-R, 73462-R, 73463-R, 73464-R, 73465-R, 73466-R)
3. Authorize the Clerk of the Board to execute any amendments, renewals and extensions of these revenue contracts, that do not materially impact or alter the program or funding level.
4. Authorize the Agriculture Commissioner/Scaler or Weights and Measures to administer the contracts in this proposal.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

13. **SUBJECT: Ordinance Amending the County Administrative Code Relating to the Fish and Wildlife Advisory Commission**
(Supv. Dist: All)

ISSUE/REFERENCE:

On August 5, 1997 (8), the Board considered and referred to the Fish and Wildlife Advisory Commission for review and comment the Chief Administrative Officer's recommendations to modify the responsibilities and meeting schedule of the Commission.

On September 30, 1997 (8), your Board received the Commission's response and directed the Chief Administrative Officer to prepare amendments to the San Diego County Administrative Code related to the Fish and Wildlife Advisory Commission. The Administrative Code would be modified to: (1) Direct the Commission to meet eight times per year instead of twelve; (2) Distribute funds twice yearly, at two of those eight meetings; (3) Direct the Commission to provide semi-annual reports to the Board of Supervisors following the twice-yearly funding meetings; and (4) Direct that nominees to the Commission attend at least one meeting of the Commission prior to accepting appointment to the Commission.

The Board also directed that: (1) The Commission shall work with Department of Agriculture, Weights and Measures staff to provide training to Commission members; (2) The Commission shall devote part of the two meetings preceding the two funding meetings to coordination and assistance to grant applicants; and (3) that the appropriated funds from the Fish and Wildlife Fund available for granting reflect the amount available in the fund, less any foreseeable expenses, such as staff costs and reimbursements to Commissioners.

The Chief Administrative Officer also proposes deletion of a reference in the Administrative Code to the Office of Community Involvement, which no longer exists.

FISCAL IMPACT:

If approved this request will not result in additional current year cost, and will not require the addition of staff years.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

Read title, waive further reading, and introduce Ordinance for further Board consideration on December 2, 1997.

AN ORDINANCE AMENDING THE SAN DIEGO COUNTY ADMINISTRATIVE CODE SECTION 286.1, SECTION 286.5 (D), SECTION 286.5 (E) SECTION 286.8(2) AND SECTION 286.9 RELATING TO THE SAN DIEGO COUNTY FISH AND WILDLIFE ADVISORY COMMISSION.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent, introducing Ordinance for further Board consideration on December 2, 1997.

AYES: Cox, Jacob, Slater, Roberts, Horn

14. **SUBJECT: Administrative Item:**
Appointments to Watershed Fire Council of Southern California
(Supv. Dist: All)

ISSUE/REFERENCE:

The Watershed Fire Council of Southern California is composed of citizen members from nine Southern California Counties dedicated to improving watershed management and fire protection. The County's membership in the Watershed Fire Council is paid for by the San Diego Gas and Electric Company and members serve at no cost to the County. This action will confirm the appointment of persons to vacant positions on the Watershed Fire Council of Southern California as required by the Bylaws, Rules and Regulations of that organization.

FISCAL IMPACT:

This action will result in no current year cost, no annual cost and will require no additional staff years. The County's membership in the Watershed Fire Council of Southern California is paid for by the San Diego Gas and Electric Company and members serve at no cost to the County.

RECOMMENDATION:**CHIEF ADMINISTRATIVE OFFICER:**

1. Confirm the appointment of Lawrence S. Hall, by the Cleveland National Forest, to fill the position vacated by the resignation of Richard Johnson.
2. Confirm the appointment of Michael E. Scott, by the Agricultural Commissioner, to fill the position vacated by the resignation of Phineas Spencer.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

15. **SUBJECT: Appropriation of Grant Funds and Application for Environmental Enhancement and Mitigation Program Funds**
(Supv. Dist: 2)

ISSUE/REFERENCE:

In September 1997, the Parks and Recreation Department received grant awards in the amount of \$263,239 from the Environmental Enhancement and Mitigation and 1988 State Bond Act grant programs. This action will approve the appropriation of these awarded funds for the Phase IV acquisition of Rutherford Ranch/Volcan Mountain. In addition, this action will result in adoption of a Resolution approving a grant application for additional funds from the Fiscal Year 1998-99 Environmental Enhancement and Mitigation Program for Rutherford Ranch/Volcan Mountain Acquisition, Phase V.

FISCAL IMPACT:

Funds for this request are not budgeted. The funding sources are Environmental Enhancement and Mitigation and 1988 State Bond Act grant funds. If approved, this request will result in \$263,239 current year cost, no annual cost and will require the addition of no staff years.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts-Department Responsibility for Cost Recovery, as related to the Environmental Enhancement and Mitigation and 1988 State Bond Act grant programs.
2. Find the Rutherford Ranch/Volcan Mountain (Ferguson Flat) Acquisition project categorically exempt in accordance with Section 15325(a) and (c), of the California Environmental Quality Act guidelines as it pertains to the transfer of interest of land in order to preserve open space.
3. Approve and authorize the establishment of appropriations in the amount of \$263,239 in Capital Project KA8014, Rutherford-Ranch/Volcan Mountain Acquisition, Phase IV, based on awarded Environmental Enhancement and Mitigation Program (\$200,000), and 1988 State Bond Act (\$63,239), grant funds. (4 VOTES)
4. Adopt the Resolution of the San Diego County Board of Supervisors approving filing of an application under the Environmental Enhancement and Mitigation Program for Rutherford Ranch/Volcan Mountain Acquisition, Phase V.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 97-343, entitled: RESOLUTION OF THE SAN DIEGO COUNTY BOARD OF SUPERVISORS APPROVING THE APPLICATION FOR GRANT FUNDS FROM THE ENVIRONMENTAL ENHANCEMENT AND MITIGATION PROGRAM UNDER SECTION 164.56 OF THE STREETS AND HIGHWAYS CODE FOR RUTHERFORD RANCH/VOLCAN MOUNTAIN ACQUISITION

AYES: Cox, Jacob, Slater, Roberts, Horn

16. **SUBJECT: Signs of Support to Benefit San Diego County Youth**
(Supv. Dist: All)

ISSUE/REFERENCE:

Should the County enter into negotiations with Signs of Support, a private company, to install advertising signs on specified County vehicles a portion of the proceeds to be used to provide underprivileged youth in San Diego County access to organized sponsored recreational sports programs.

FISCAL IMPACT:

This contract will result in unspecified revenue to the County, based on 55% of the company's gross revenues generated from the use of County vehicles.

RECOMMENDATION:
SUPERVISOR SLATER:

1. Authorize the Chief Administrative Officer to enter into negotiations with Signs of Support, and upon successful completion of negotiations, enter into a contract with Signs of Support to provide and install advertising signs on County of San Diego pickup and Sport utility Vehicles, excluding Public Protection vehicles or other vehicles deemed inappropriate. The initial contract will be for a period ending December 31, 1998 and may be extended for one year periods there after at the direction of the Board of Supervisors. The Board of Supervisors reserves the right to terminate the contract at will on any anniversary date. The Chief Administrative Officer will ensure sufficient legal language to be inserted into the contract to fulfill this condition.
2. Earmark the revenue received by the County from this program, which shall be 55% of company gross revenue generated from the sponsorship of these signs and the use of County vehicles, to be used to enroll County children in organized sports leagues.
3. Waive Board Policy A-87, Competitive Procurement.
4. Create a new County advisory board, the Youth Programs Advisory Board, to be comprised of one appointee per Supervisorial district, with appointments to be made by each Supervisor. The Youth Programs Advisory Board will allocate the County's share of the revenue generated from the use of County vehicles. Each appointment will run concurrent with the term of the appointing Supervisor. Quarterly Operating Statements to be provided to the County Auditor and Controller by Signs of Support.

ACTION:

Amending Recommendation No. 2 to read: 50% instead of 55%, ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

17. **SUBJECT:** Reallocation of Funds to the San Diego Film Commission
(Supv. Dist: All)

ISSUE/REFERENCE:

On June 24, 1997 (24bd), the Board of Supervisors voted to allocate \$20,000 from the 1997-98 Community Enhancement Program's Region-wide funding to the Greater San Diego Chamber of Commerce for the San Diego Film Commission. The San Diego Film Commission will separate from the Greater San Diego Chamber of Commerce and become an independent non-profit organization effective December 1, 1997. This action would redirect previously approved funding directly to the San Diego Film Commission.

FISCAL IMPACT:

There is no fiscal impact with this action. The funding source is previously approved 1997-98 Community Enhancement Funds.

RECOMMENDATION:**SUPERVISOR ROBERTS:**

Direct the Clerk of the Board to contract with the San Diego Film Commission as a separate entity, beginning December 1, 1997, for the 1997-98 Community Enhancement Funds awarded to the Greater San Diego Chamber of Commerce - San Diego Film Commission pursuant to the San Diego Film Commission's request.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

18. **SUBJECT:** Noticed Public Hearing:
East Mesa Regional Firearms Training Facility - Acquisition of Mitigation
Parcel No. 97-0168-A
(Carryover from 10/7/97, Agenda No. 5)
(Supv. Dist: 1)

ISSUE/REFERENCE:

On April 16, 1996 (21), the Board approved Major Use Permit Modification P88-018W to allow for the construction and operation of a multi-agency weapons training facility on a portion of the East Mesa Detention Facility property. A condition of this permit is the purchase and preservation of a parcel to replace a vernal pool area which was disturbed as a result of the project.

A thorough search was conducted of County inventory, as well as tax defaulted properties, but none were found to have the required habitat. A subsequent extensive market search of privately-owned properties was performed involving input from environmental land brokers, experienced appraisers and resource biologists. Two parcels were found which meet the criteria established by the U.S. Fish and Wildlife Service. At that point negotiations were initiated with the owners to secure the most competitively priced property.

On October 7, 1997 (5), the Board set a hearing for November 4, 1997 to consider the purchase of Parcel No. 97-0168-A from Gregory and Georgiana Smith. Today's request is to approve that purchase.

FISCAL IMPACT:

Funding for this request is available in the Criminal Justice Facilities Fund. The funding source is Federal Bureau of Investigation (FBI) revenue made available by the cancellation of appropriations in the Regional Firearms Training Facility construction project, KK6116. If approved, this proposal will result in a current year cost of \$52,500 to fund the property acquisition. In addition, this request will result in a \$350 current year cost and a \$600 annual cost to the General Fund for the Parks and Recreation Department to manage the site.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

1. Find, in accordance with Section 15325 of the California Environmental Quality Act Guidelines, that this project is categorically exempt from the provisions of the Guidelines, as the proposed action involves the transfer of ownership of land to preserve open space.
2. Cancel \$52,500 in appropriations and related revenue from FBI in Criminal Justice Facilities Fund, Org. 5495, Account 4647, Project KK6116, Firearms Training Facility.
3. Establish appropriations of \$52,500 in the Criminal Justice Facilities Fund, Org. 5495, Account 4520, Project KA6116, Firearms Training Facility Land Acquisition, based on revenue from FBI.
(4 VOTES)
4. Approve the Real Property Contract for the purchase of Parcel No. 97-0168-A (Smith) for the sum of \$52,500 and authorize the Clerk of the Board of Supervisors to execute two copies of the Real Property Contract.
5. Authorize the Director of General Services, or assignee, to execute all escrow and related documents to complete the purchase of the parcel.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors closed the Hearing and took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

19. **SUBJECT: Dollar for Dollar Donation Matching Program for the County Library**
(Supv. Dist: All)

ISSUE/REFERENCE:

During the 1997-98, budget deliberations on the County Library, the Board of Supervisors approved the concept of a Dollar for Dollar Donation Matching Program for the County Library up to a limit of \$250,000. The Chief Administrative Officer was directed to report back to the Board of Supervisors at the first quarter fund balance report with the first quarter program results. At the conclusion of the quarter ending September 30, 1997, the County Library has received donations of \$126,482.13 that are eligible for the first quarter match. The donations come from 27 of the 31 County Library branches.

FISCAL IMPACT:

Funds for the Dollar for Dollar Donation Matching Program for the County Library are not budgeted in the 1997-98, County Library Budget. If approved, this proposal will result in up to \$500,000 current year cost, offset by up to \$250,000 in private dollar for dollar match donations and up to \$250,000 in operating transfers from the General Fund, and no annual cost. This proposal will require no additional staff years.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

1. Waive Board of Supervisors Policy A-91, Mid-Year Budget Changes.
2. Transfer appropriations in the amount of \$126,482.13 from the General Fund Contingency Reserve to Contribution to the County Library Fund, to be used for the Dollar for Dollar Donation Matching Program for the County Library. (4 VOTES)
3. Establish appropriations of \$252,964.26 in the County Library Fund based on unanticipated revenues of \$126,482.13 from private donations and \$126,482.13 from an operating transfer from the General Fund. (4 VOTES)

4. Authorize the Auditor and Controller to transfer appropriations from the Contingency Reserve to Contribution to the Library Fund, on a monthly basis, to match donations for the Dollar for Dollar Donation Matching Program up to a limit of \$123,517.87, for the remainder of the Fiscal Year 1997-98. (4 VOTES)
5. Authorize the Auditor and Controller to establish appropriations in the County Library Fund based on private donations and operating transfers from the General Fund, on a monthly basis, up to a limit of \$247,035.74, for the Dollar for Dollar Donation Matching Program for the County Library, for the remainder of Fiscal Year 1997-98. (4 VOTES)
6. Direct the Chief Administrative Officer to report back to the Board of Supervisors on a quarterly basis the status of the Dollar for Dollar Donation Matching Program for the County Library.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

20. **SUBJECT: Emergency Shelter: Application to the State of California Emergency Housing and Assistance Program for \$60,000 make Available by AB 242 (Supv. Dist: 5)**

ISSUE/REFERENCE:

This action will authorize the Director of Housing and Community Development to submit an application to the California Department of Housing and Community Development for \$60,000 in emergency homeless assistance to fund emergency shelter operations in the North County (Escondido and Vista).

FISCAL IMPACT:

If approved, this application will result in \$60,000 of unanticipated State funds to cover a portion of the costs of providing emergency cold weather shelter in North County. This request will result in no current year costs, no annual costs, and will require the addition of no staff years.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

Authorize the Director of Housing and Community Development to submit an application to the State Department of Housing and Community Development for \$60,000 to fund emergency shelter operations this winter in North County, and to execute any necessary agreements to secure funding.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

21. **SUBJECT: Gillespie Field - Amendment to Lease with S.D. Aircraft, Inc. and New Lease with Wayne E. Breise**
(Supv. Dist: 2)

ISSUE/REFERENCE:

Wayne E. Breise, and his S.D. Aircraft, Inc., have four separate lease or rental agreements with the County covering adjacent parcels of aviation-use land totaling 14.63 acres at Gillespie Field in El Cajon. These parcels are improved with aircraft storage and maintenance hangars, offices, a restaurant, automobile parking lots, and self-service fuel facilities. Mr. Breise proposes to combine the majority of his leasehold interests into a new leasehold in order to accommodate the modernization or replacement of certain older improvements and the installation of new improvements.

The Board is requested to approve two transactions: 1) An amendment to the lease known as County Contract No. 03938-R, that would delete 1.47 acres from the 5.25-acre leased area; and 2) A new 30-year lease with Wayne E. Breise that would combine the deleted 1.47-acre portion of the leased area from County Contract No. 03938-R with 7.00 acres covered by County Contract No. 71383-R, 2.15 acres covered by County Contract No. 71532-R, and .62 acres not presently leased, into a new leased area of 11.24 gross acres. County Contract No. 71630, which is a .23-acre parcel improved as an automobile parking lot adjacent to the acreage which would remain under County Contract 03938-R is not included in the proposed transactions. The submitted plat map illustrates the current leasehold boundaries, and the proposed new or altered leaseholds.

FISCAL IMPACT:

The funding source is the Airport Enterprise Fund. If approved, this request will result in a \$3,983 increase in current year revenue, \$72,213 estimated annual revenue in Fiscal Year 1998-99, and \$72,495 estimated annual revenue in Fiscal Year 1999-2000. No additional staff years are required to support this request, and there will be no cost to the County General Fund.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

1. Find, in accordance with Section 15301 of the California Environmental Quality Act Guidelines, that the proposed lease amendment and new aviation lease are categorically exempt from the provisions of the Guidelines because they involve a negligible expansion of use beyond that previously existing.

2. Approve and authorize the Clerk of the Board to execute two copies of the Seventh Amendment to Aviation Lease with S.D. Aircraft, Inc. (County Contract No. 03938-R) (4 VOTES)
3. Approve and authorize the Clerk of the Board to execute two copies of the new Aviation Lease with Wayne E. Breise. (County Contract No. 71999-R) (4 VOTES)

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

22. **SUBJECT: Alternate Public Defender -Renegotiated Lease for Space at 110 West C Street, San Diego**
(Supv. Dist: 1)

ISSUE/REFERENCE:

On May 20, 1997 (3), the Board of Supervisors authorized the leasing of additional space for the Alternate Public Defender Department in the Chamber Building at 110 West C Street in downtown San Diego. The existing lease was set to expire on December 12, 1998. Because the existing lease would expire in approximately one year, staff negotiated a new five year lease that includes refurbishment and a lower rental cost per square foot.

The Board is requested to approve the new five year lease which provides for the added space.

FISCAL IMPACT:

Funding for this request is included in the current year budget. The funding sources are the General Fund (67 percent) and the Penalty Assessment Fund (33 percent). If approved, this request will result in \$101,277 current year net County cost, \$121,963 annual new County cost, and will require the addition of no staff years.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

1. Find, in accordance with Article 19, Section 15301 of the California Environmental Quality Act Guidelines, that this project is categorically exempt from the provision of the Act, as it involves a negligible expansion of use beyond that previously existing.
2. Approve and authorize the Clerk of the Board of Supervisors to execute three copies of the lease and one copy of the memorandum of lease. (County Contract No. 36759-E)

3. Transfer appropriations in the amount of \$3,519, from the Alternate Public Defender Rents and Leases budget (Org. 3001, Acct. 2329) to the Department of Information Services (Org. 0823, Acct. 2216) for increased telephone system operating costs resulting from the expansion at this site.
4. Authorize the Director of General Services, as the County's Lease Administrator, to exercise the option to extend the lease prior to its expiration, if appropriate.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

23. **SUBJECT: Noticed Public Hearing:**
Ramona Landfill - Acquisition of Parcel No. 97-0154-A,B
(Supv. Dist: 2)

ISSUE/REFERENCE:

On September 30, 1997 (24G), the Board of Supervisors approved the settlement of a claim filed by David Sossaman. The claim asserted that Mr. Sossaman's property had been damaged by the Ramona Landfill. As part of the settlement, the County agreed to purchase Mr. Sossaman's property.

The Board directed the Clerk to publish a Notice of Intention to Purchase the property as required by Government Code Section 25350 and 6063, and to set a hearing date for November 4, 1997, to consider the purchase of Parcel No. 97-0154-A,B (Sossaman).

This is a request to approve the Real Property Contract for the purchase of Parcel Number 97-0154-A,B.

FISCAL IMPACT:

Funding for this proposal is available in the Solid Waste Enterprise Fund Spending Plan. If approved, this proposal will result in a cost of \$318,000 in Fiscal Year 1997-98, no additional cost in subsequent years, and the addition of no staff years.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

1. Find, in accordance with Section 15325 of the California Environmental Quality Act Guidelines, that this project is categorically exempt from the provisions of the Act, as it involves a transfer of ownership to preserve open space.

2. Amend the Solid Waste Enterprise Fund Spending Plan to move \$318,000 in appropriations from Services and Supplies Acct. 2315 to Acct. 4520 for the acquisition of Parcel No. 97-0154-A,B (Sossaman).
3. Approve the real property contract for the purchase of Parcel No. 97-0154-A,B (Sossaman) for \$318,000 and authorize the Clerk of the Board to execute two copies of the contract. (County Contract No. 36761-E)
4. Authorize the Director of General Services, or assignee, to execute all escrow and any other related documents required to complete the purchase.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors closed the Hearing and took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

24. **SUBJECT:** Channel Road Bridge Project - Acquisition of Parcel Nos. 92-0399-E and 92-0460-A,B,C
(Supv. Dist: 2)

ISSUE/REFERENCE:

On July 23, 1996 (19), the Board of Supervisors approved the Fiscal Year 1996-97 Detailed Work Program. The Channel Road Bridge Project was included in the approved program. The Project involves realigning Channel Road and constructing a bridge over the Upper San Diego River.

On June 24, 1997 (26), the Board of Supervisors adopted a Resolution of Public Necessity to initiate an action in eminent domain involving six owners who had not agreed to sell the necessary property to the County. Ongoing negotiations have resulted in contracts with three of the owners. One of the contracts was signed by the Director of General Services because it involved an amount that is less than \$25,000. The Board is requested to approve the contracts for the purchase of Parcel Nos. 92-0460-A,B,C (CalMat) for \$95,892 and 92-0399-E (Mumford) for \$380,000.

FISCAL IMPACT:

Funds for the proposal are budgeted for Fiscal Year 1997-98. The funding source is Transportation Sales Tax Revenues. If approved, this proposal will result in a current year cost of \$475,892, no additional costs in subsequent years, and the addition of no staff years.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

1. Approve the Real Property Contracts for Parcel Nos. 92-0460-A,B,C (CalMat) for \$95,892 and 92-0399-E (Mumford) for \$380,000 and authorize the Clerk of the Board to execute two copies of each Real Property Contract, upon receipt. (County Contract Nos. 36765-E, 36766-E)
2. Authorize the Director of General Services, or assignee, to execute all escrow and related documents to complete the purchase of these parcels.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

25. **SUBJECT: Administrative Item:**
Set Hearing for 12/2/97, 9:00 a.m.
San Vicente Road South - Authorization of Eminent Domain
(Supv. Dist: 2)

ISSUE/REFERENCE:

On July 22, 1997 (3), the Board approved the Department of Public Works' Fiscal Year 1997-98 Detailed Work Program. The San Vicente Road South project was included in the program. The project involves the widening of San Vicente Road to provide left turn lanes, bike lanes, and signalized intersections.

The Board of Supervisors is requested to set a hearing date for December 2, 1997, to consider the adoption of Resolution of Public Necessity to initiate an action in eminent domain, for Parcel Numbers. 94-0511-A & B (Coolong-Johnson), 94-0512-A & B (Groggins), and 94-0524-A & B (Welsh).

FISCAL IMPACT:

There is no fiscal impact associated with this request. The cost of the proposed action will be discussed at the hearing.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

Declare the Board's intention to adopt a Resolution of Public Necessity to initiate an action in Eminent Domain, set a hearing for December 2, 1997, at which time the Board of Supervisors may adopt the Resolution of Public Necessity for the San Vicente Road South Project and direct the Clerk of the Board of Supervisors to give the required notice.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent, setting Hearing for December 2, 1997, 9:00 a.m.

AYES: Cox, Jacob, Slater, Roberts, Horn

26. **SUBJECT: Feasibility Study for Expansion of Juvenile Hall**
(Supv. Dist: All)

ISSUE/REFERENCE:

This is a request for \$25,000 in funding for a feasibility study for the expansion of Juvenile Hall. The Probation Department has identified a need to add approximately 50 beds to partially relieve the significant increase in demands on the existing 512 bed Juvenile Hall facility. The preparation of a feasibility study for expansion of Juvenile Hall may result in a new capital project which would be incorporated in the Fiscal Year 1998-99 Capital Improvements Plan. The issue before the Board today is whether to take the first step in potentially expanding the Juvenile Hall facility in Kearny Mesa.

FISCAL IMPACT:

Funds for this request are budgeted. If approved, this request will result in \$25,000 current year costs, \$25,000 annual costs, and will require the addition of no staff years.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

1. Waive Board Policy A-91; Mid-Year Budget Changes.
2. Transfer appropriations in the amount of \$25,000 from the Public Safety Group Budget to the Department of General Services, Architecture and Engineering Division, Org. 5523, Account 2315, Services and Supplies. (4 VOTES)

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

27. **SUBJECT: Sheriff's Station in Rancho San Diego**
(Supv. Dist: 2)

ISSUE/REFERENCE:

The Lemon Grove station currently provides service for 117.7 square miles of the East County area. Since the station is located in the west corner of the service area, there is a significant impact on travel time. Expected growth in the East County area will increase the need for law enforcement assistance and require a new station. Rancho San Diego is an ideal community in the unincorporated area of the County to locate a station. Patrol frequency, response time and public access will significantly improve with a station. Today's action would begin the search for an appropriate location in Rancho San Diego for a Sheriff's station.

FISCAL IMPACT:

There is no fiscal impact as a result of this request.

RECOMMENDATION:**SUPERVISOR JACOB AND SHERIFF:**

Direct the Chief Administrative Officer to work with the Sheriff to identify the required building specifications, find a suitable location for a new Sheriff's station in the Rancho San Diego area and report back to the Board of Supervisors within 120 days.

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Slater, the Board of Supervisors took action as recommended.

AYES: Cox, Jacob, Slater, Roberts, Horn

28. **SUBJECT: Monitoring Registered Sexual Offenders**
(Supv. Dist: All)

ISSUE/REFERENCE:

This item would help law enforcement officers to better enforce the State's registered sexual offender law. It would direct County staff to seek changes in State Law affecting registered sexual offenders, and it would direct staff to determine the feasibility of making specific information about registered sexual offenders available to local law enforcement agencies through a regional criminal justice information system.

FISCAL IMPACT:

The Chief Administrative Officer will report on the fiscal impact to the County associated with creating and maintaining a list of active, fourth waiver probationers who are registered sexual offenders available through the Automated Regional Justice Information System (ARJIS).

RECOMMENDATION:

SUPERVISOR SLATER, AND SHERIFF :

1. Direct the Chief Administrative Officer and the County's Department of Intergovernmental Affairs to seek the following changes in State law: All sexual offenders required to register must show verifiable proof of residency when registering with local law enforcement agencies, at their initial registration, at annual updates, on the anniversary of their date of birth and when they move to another jurisdiction.
2. Direct the Chief Administrative Officer to work with the Board of Directors and management committee of the ARJIS and report back in 60 days on the feasibility and cost of making available through ARJIS an easily accessed list of all active, fourth-waiver probationers who are registered sexual offenders.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

29. **SUBJECT: Local Juvenile Placement Trust Fund: Full-Year Progress Report**
(Supv. Dist: All)

ISSUE/REFERENCE:

On December 12, 1995 (7), Supervisors Horn and Roberts, Judge James Milliken, Sheriff Bill Kolender, District Attorney Paul Pfingst, and Chief Probation Officer Alan Crogan recommended, and the Board of Supervisors approved, the establishment of a Local Juvenile Placement Trust Fund and the appropriation of \$1.0 million in one-time seed money to implement the Trust Fund Project.

On August 20, 1997 (1B), the Board of Supervisors requested a full-year progress report on the Local Juvenile Placement Trust Fund Project. The attached report is in response to the Board's direction.

FISCAL IMPACT:

None as a result of this action. The costs associated with implementation of the Local Juvenile Placement Trust Fund Project are budgeted and offset by Trust Fund savings, General Fund dollars, and State, Federal or private grants.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

Receive the Full-Year Progress Report on the Local Juvenile Placement Trust Fund Project.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

30. **SUBJECT: Sole Source Procurement for Breaking Cycles Demonstration Project**
(Sup. Dist: All)

ISSUE/REFERENCE:

This letter contains two separate sole source procurement requests. Sole sources contracts are necessary to implement the final component of the Breaking Cycles project, the Community Assessment Centers, due to project time lines, the need for regionally-based contractors and the design of the project itself. This letter contains the final technical actions necessary to carry out Board direction for completing the implementation of the Breaking Cycles project.

Services for the Community Assessment Centers would be contracted with Social Advocates for Youth (SAY), and South Bay Community Services. These agencies already provide services in the two areas selected for the Community Assessment Centers (Mid-City and South Bay). The Breaking Cycles Research and Evaluation Component would be contracted with the Criminal Justice Research Division of San Diego Association of Governments (SANDAG).

FISCAL IMPACT:

The Breaking Cycles project provides \$396,000 in revenue for the Community Assessment Center Company. These contracts will be fully funded by grant revenue and augment existing juvenile diversion contracts with both SAY and South Bay Community Services. Current contracts held by SAY and South Bay Community Services, with Health and Human Services Community Action Partnership for Juvenile Diversion are counted as part of the required 25% match for the Breaking Cycles project. Additional staff years will not be required. The money has been appropriated for this purpose.

The Breaking Cycles project and the Juvenile Placement Trust Fund provides the revenue for the Evaluation and Research Component. \$300,000 is funded from Breaking Cycles project State grant revenue and \$200,000 is funded from the local Juvenile Placement Trust Fund. The Trust Fund revenue is included as a part of the required 25% match for the Breaking Cycles project. The money has been appropriated for this purpose.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

1. In accordance with Board Policy A-87, Competitive Procurement, approve and authorize the Director of Purchasing and Contracting to enter into negotiations with SAY, and South Bay Community Services; and subject to successful negotiations and determination of a fair and reasonable price, award a contract with the amount not to exceed \$396,000, subject to the approval of the Chief Probation Officer and County Counsel.
2. In accordance with Board Policy A-87, Competitive Procurement, approve and authorize the Director of Purchasing and Contracting to enter into negotiations with the Criminal Justice Research Division of SANDAG; and subject to successful negotiations and determination of a fair and reasonable price, award a contract with the amount not to exceed \$500,000, subject to the approval of the Chief Probation Officer and County Counsel.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

31. **SUBJECT: Approve the Application for the Tenth Year San Diego County Jurisdictions Unified for Drug/Gang Enforcement Program Grant (Supv. Dist: All)**

ISSUE/REFERENCE:

This is a request to continue targeting gang drug dealers through the countywide Jurisdictions Unified for Drug/Gang Enforcement Program (JUDGE). Specifically, this request seeks authorization to apply for funding through the Office of Criminal Justice Planning (OCJP), for the Tenth Year San Diego County JUDGE. The total grant amount, \$1,646,189 will be used for this multi-agency anti-drug abuse law enforcement effort. The agencies include: District Attorney; Sheriff; Probation; California State Parole; San Diego Police Department; National City Police Department; Chula Vista Police Department; Oceanside Police Department; and the Escondido Police Department.

San Diego County will receive \$1,136,991, and the outside agencies will receive \$509,198.

FISCAL IMPACT:

The funding source is the OCJP, and Work Crew Revenue (Probation). If approved, this request will result in \$2,104,963 in direct costs and \$1,666,763 revenue for Fiscal Year 1997-98, and will require the reduction of one staff year. The Fiscal Year 1997-98 Final Budget includes appropriations of \$2,188,953 and revenues in the amount of \$1,750,753. There is no County net cost impact associated with these recommendations.

RECOMMENDATION:**DISTRICT ATTORNEY:**

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts - Departmental Responsibility for Cost Recovery.
2. Adopt the Resolution approving the submission of the grant application in the amount of \$1,646,189 for Fiscal Year 1997-98 and authorizing execution of the Grant Award Face Sheet and Certification of Assurance of Compliance by the Clerk of the Board, including any extensions or amendments thereof that do not materially impact or alter the grant program or funding level. (County Contract No. 73468-R)
3. Approve the submitted expenditure contracts in the amount of \$509,198: San Diego Police Department (\$174,780); National City Police Department (\$48,814); Chula Vista Police Department (\$99,527); Oceanside Police Department (\$57,779); Escondido Police Department (\$30,385); and the California State Parole (\$97,913) to allow the District Attorney to transfer funds received from OCJP for law enforcement services performed under this grant pursuant to the operating agreement.
4. Cancel appropriations and related revenue of \$73,828 in the District Attorney's Office based on a reduction in grant revenue under the JUDGE Program.
5. Direct the Department of Human Resources to amend the Compensation Ordinance to delete one Legal Assistant II position from the District Attorney's Office.
6. Cancel appropriations and related revenue of \$10,162 in the Sheriff's Department based on a reduction in grant revenue under the JUDGE Program.
7. Waive Board Policy A-91, Mid-Year Budget Changes.
8. Cancel appropriations and related revenue of \$20,574 in the Probation Department based on a reduction in grant revenue under the JUDGE Program, and reestablish appropriations of \$20,574 for this program based on overrealized work crew revenue. (4 VOTES)

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

Concur.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 97-354, entitled: RESOLUTION AUTHORIZING THE SAN DIEGO COUNTY DISTRICT ATTORNEY TO SUBMIT APPLICATION FOR JURISDICTIONS UNIFIED FOR DRUG GANG ENFORCEMENT PROGRAM (J.U.D.G.E.).

AYES: Cox, Jacob, Slater, Roberts, Horn

32. **SUBJECT: Fiscal Year 1997-98 Major Narcotic Vendor Prosecution Grant Application**
(Thirteenth Year)
(Supv. Dist: All)

ISSUE/REFERENCE:

This is a request to approve the submission of the Thirteenth Year Major Narcotic Vendor Prosecution (MNVP) Program Grant to the California Department of Criminal Justice Planning (OCJP) in the amount of \$169,810. The \$169,810 in revenue will be used to fund the District Attorney's Thirteenth Year Major Narcotic Vendor Prosecution Program for the period July 1, 1997 through June 30, 1998.

FISCAL IMPACT:

The funding source is the Office of Criminal Justice Planning. If approved, this request will result in 1997-98 direct costs of \$169,810 and revenue of \$169,810 and will require the addition of no staff years. The expenditures and revenue are included in the Proposed Budget.

RECOMMENDATION:

DISTRICT ATTORNEY and CHIEF ADMINISTRATIVE OFFICER:

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts-Departmental Responsibility for Cost Recovery.
2. Adopt the Resolution approving the submission of the grant application in the amount of \$169,810 for Fiscal Year 1997-98, and authorizing execution of the Grant Proposal/Award face sheet, Resolution and Certification of Assurance of Compliance by the Clerk of the Board, including any extensions that do not materially impact or alter either the grant program or funding level. (County Contract No. 73459-R)

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 97-355, entitled: RESOLUTION AUTHORIZING THE SAN DIEGO COUNTY DISTRICT ATTORNEY TO SUBMIT APPLICATION FOR MAJOR NARCOTIC VENDORS PROSECUTION PROGRAM GRANT

AYES: Cox, Jacob, Slater, Roberts, Horn

33. **SUBJECT: Fiscal Year 1997-98 Spousal Abuser Prosecution Program Grant Application (Fourth Year)**
(Supv. Dist: All)

ISSUE/REFERENCE:

This is a request to approve the submission of the Fourth Year Spousal Abuser Prosecution Program (SAPP) Grant to the California Department of Justice (DOJ) in the amount of \$110,000. The \$110,000 in revenue will be used to fund the District Attorney's Fourth Year Spousal Abuser Prosecution Program for the period July 1, 1997 through June 30, 1998.

FISCAL IMPACT:

The funding source is the DOJ. If approved, this request will result in 1997-98 direct costs of \$110,000 and revenue of \$110,000 and will require the addition of no staff years. Annualized in-kind match is \$22,000. The expenditures and revenue are included in the Fiscal Year 1997-98 Proposed Budget.

RECOMMENDATION:

DISTRICT ATTORNEY

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts-Departmental Responsibility for Cost Recovery.
2. Adopt the Resolution approving the submission of the grant application in the amount of \$110,000 for Fiscal Year 1997-98, and authorizing execution of the Grant Proposal/Award face sheet, and Resolution by the Clerk of the Board, including any extensions that do not materially impact or alter either the grant program or funding level.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

Concur

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 97-356, entitled: RESOLUTION AUTHORIZING THE SAN DIEGO COUNTY DISTRICT ATTORNEY TO SUBMIT APPLICATION FOR SPOUSAL ABUSER PROSECUTION PROGRAM GRANT.

AYES: Cox, Jacob, Slater, Roberts, Horn

34. **SUBJECT:** Amendment to the Agreement for Water Service for the East Mesa Detention Facility
(Supv. Dist: 1)

ISSUE/REFERENCE:

This Amendment to Agreement For Water Service will revise the Agreement For Water Service entered into in 1990 with the Otay Water District which provided water service for the East Mesa Detention Facility.

FISCAL IMPACT:

No funding or staff years are required for this proposal. If a lease agreement is executed for a private jail on the County's East Mesa Jail site, funding for payment of the agreed upon \$1,300,000 will be appropriated at that time and will be offset with revenues received as a result of that lease.

RECOMMENDATION:

SHERIFF:

Approve the submitted amendment to Agreement for Water Service pursuant to Government Code Section 25365, and authorize the Clerk of the Board to execute the Amendment.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

Concur.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

35. **SUBJECT:** Appropriation of Unanticipated Revenue for the Las Colinas Detention Facility Expansion
(Supv. Dist: 2)

ISSUE/REFERENCE:

Fines were imposed against the Sheriff's Department when the inmate population level exceeded the court ordered capacity limits at the Las Colinas Detention Facility. These fines have been held in the Las Colinas Escrow Fund for Facility improvements. Your Board's Las Colinas Escrow Fund for facility improvements. Your Board's authorization to transfer escrow's remaining balance (\$130,501) and Inmate Welfare Funds (\$999) to the project, will allow for acquisitions that are directly related to this phase of the Las Colinas Expansion.

FISCAL IMPACT:

The funding source consists of unanticipated revenue (\$130,501) from court imposed fines, and Inmate Welfare Funds (\$999). There is no additional current year net General Fund cost associated with this action. No additional staff years are required in the current or subsequent Fiscal Years as a result of this action.

RECOMMENDATION:**SHERIFF**

1. Waive Board Policy A-91, Mid-Year Budget Changes for the remodel of inmate dorms and inmate service facilities (Major Maintenance No.MB8201).
2. Transfer appropriations in the amount of \$999 from the Sheriff's Inmate Welfare Fund (Org. 3549) from services and supplies account 2340 to the operating transfer account 6310.
(4 VOTES)
3. Establish appropriations in the amount of \$131,500 in Major Maintenance Org. 5592, Account 2291, Activity MB8201, based on unanticipated revenue from Las Colinas Escrow Fund #543200 (\$130,501) and on the operating transfer from the Inmate Welfare Fund (\$999).
(4 VOTES)
4. Find in accordance with Section 15301 (d) of the California Environmental Quality Act Guidelines that this project is categorically exempt from the provisions of the Guidelines since it consists of minor alterations to an existing facility.
5. Authorize the Chief Financial Officer to take any action authorized by Section 93.2 of the Administrative Code with respect to contracting for the subject public works project.
6. Designate the Director of General Services, as the County officer responsible for administering the contract.

RECOMMENDATION:**CHIEF ADMINISTRATIVE OFFICER:**

Concur.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

36. **SUBJECT: Addition of Revenue Offset Booking Clerk Position to Sheriff's Descanso Facility (Supv. Dist: All)**

ISSUE/REFERENCE:

The Sheriff's Descanso Detention Facility requires the addition of one Booking Clerk position. The position would be added in support of inmate housing contract services provided to the United States Immigration and Naturalization Service, at no net additional General Fund cost to the County. Duration of the position would be contingent on sufficient ongoing contract revenue. (Contract No. 72640-2400-R).

FISCAL IMPACT:

The funding source is revenue generated by Contract Number 72640R, which provides inmate housing services to the United States Immigration and Naturalization Service. The Sheriff utilizes Descanso's vacant jail bed space to house up to 50 Immigration inmates at a reimbursement rate of \$79.80 per inmate, per day. Current year revenue is approximately \$30,000. If approved, this request will result in \$19,079 current year, \$29,899 subsequent year cost and will require the addition of one position (0.67 staff years 1997-98), with subsequent full year funding contingent upon sufficient ongoing contract revenue. There is no additional net general fund cost.

RECOMMENDATION:

SHERIFF

1. Establish appropriations of \$19,079 in the Sheriff's Department for staff costs associated with the United States Immigration and Naturalization Service housing contract, based on unanticipated contract revenue. (4 VOTES)
2. Approve the addition of one Booking Clerk position (Class No. 3002) to the Sheriff's Department (0.67 staff years Fiscal Year 1997/98), with subsequent full year funding contingent upon sufficient ongoing contract revenue.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

Concur.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

37. **SUBJECT: Administrative Item:**
Second Consideration and Adoption of Ordinance
An Ordinance Adding Section 13.102 to the Code of Regulatory Ordinances
Relating to Arrest and Issuance of Citations by the Sheriff's License Specialists
(Supv. Dist: All)

ISSUE/REFERENCE:

On October 21, 1997 (21), your Board introduced the Ordinance for further Board consideration on November 4, 1997.

This is a request to add Section 13.102 to the County Code of Regulatory Ordinances relating to arrest and issuance of citations by the Sheriff's License Specialists.

FISCAL IMPACT:

No changes; no additional staff years are required.

RECOMMENDATION:

SHERIFF:

Adopt Ordinance entitled:

AN ORDINANCE ADDING SECTION 13.102 TO THE CODE OF REGULATORY ORDINANCES RELATING TO ARREST AND ISSUANCE OF CITATIONS BY THE SHERIFF'S LICENSE SPECIALISTS.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

Concur.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent, adopting Ordinance No. 8841 (New Series), entitled: AN ORDINANCE ADDING SECTION 13.102 TO THE CODE OF REGULATORY ORDINANCES RELATING TO ARREST AND ISSUANCE OF CITATIONS BY THE SHERIFF'S LICENSE SPECIALISTS.

AYES: Cox, Jacob, Slater, Roberts, Horn

38. **SUBJECT: County Indigent Health Services - Fourth Operating Agreement Patient Fees**
(Supv. Dist: All)

ISSUE/REFERENCE:

The Department of Health Services is required by Article XV, Section 239, of the County Administrative Code to recommend patient repayment fees each Fiscal Year to the Board of Supervisors for services provided by the University of California San Diego Medical Center under the Fourth Operating Agreement with the County. This request recommends patient repayment fees for Fiscal Year 1997-1998.

FISCAL IMPACT:

The anticipated patient fee revenue is included in the Fiscal Year 1997-98, adopted budget. If approved, this request will result in no change in current or subsequent year net County cost and will require no additional staff years.

RECOMMENDATION:**CHIEF ADMINISTRATIVE OFFICER:**

Adopt the recommended patient repayment fees for Fiscal Year 1997-98 for services provided by the University of California San Diego Medical Center under the Fourth Operating Agreement, effective November 1, 1997.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

39. **SUBJECT: Reports on AIDS Foundation of San Diego Investigation and on Implementation of Contractor Monitoring and Training Plan**
(Supv. Dist: All)

ISSUE/REFERENCE:

On June 24, 1997 (60), the Board of Supervisors requested the District Attorney to continue investigating circumstances surrounding the closure of the AIDS Foundation of San Diego and return with a status report. The Board also approved a monitoring and training plan for Office of AIDS Coordination contractors and directed staff to report back on the status of plan implementation.

The District Attorney's investigation has been completed and a report is provided as part of this item. In addition, the Health and Human Services Agency has prepared a report describing progress in standardizing and consolidating contract monitoring, as well as the results of a completed review of the need for corrective action, technical assistance, and training among Office of AIDS Coordination contractors.

FISCAL IMPACT:

The recommended actions have no fiscal impact. Contract monitoring costs are revenue offset and included in the Fiscal Year 1997-98 Budget. No additional current year costs are anticipated. Contractor training will be implemented at contractor expense and /or through an existing technical assistance contract for which Federal Ryan White CARE Act funds are included in the Fiscal Year 1997-98 Budget. County funds will not be required.

RECOMMENDATION:**CHIEF ADMINISTRATIVE OFFICER:**

1. Receive the District Attorney's investigation report.
2. Receive the Health and Human Services Agency's status report on the monitoring and training plan for Office of AIDS Coordination contractors.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended.

AYES: Cox, Jacob, Slater, Roberts, Horn

40. **SUBJECT: Procurement of HIV/AIDS Services**
(Supv. Dist: All)

ISSUE/REFERENCE:

The County receives Federal funding under the Ryan White CARE Act to provide essential care and treatment services to persons living with HIV/AIDS. The majority of these funds are contracted to community-based organizations to provide the needed services. Authorization is requested to competitively select contractors for Outpatient Drug and Alcohol Treatment, Access and Outreach Services, and Medication Education and Adherence Services.

FISCAL IMPACT:

There is no net County cost associated with this recommendation. The funding source is the Federal Department of Health and Human Services. There is no current year fiscal impact as \$8.7 million revenue is currently budgeted. Fiscal Year 1998-99 funding is expected to be at or above current levels. On September 23, 1997 (11), the Board authorized application for Eight Year Ryan White CARE Act Title I funds which was submitted for a requested 20 percent increase in Title I revenue. Historically, revenue has increased each year in varying amounts. Actual awards are anticipated in December, at which time staff will return to the Board to accept and appropriate any increases in this revenue.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

1. Authorize the Director of Purchasing and Contracting, in accordance with Section 93.1 (a) of the County Administrative Code, to issue a Request for Proposals (RFP) and negotiate and award contracts for Outpatient Drug and Alcohol Treatment, Access and Outreach Services, and Medication Education and Adherence Services, subject to the approval of the Director of Health Services. The contracts will be awarded for the base period of March 1, 1998 through February 28, 1999, with an amount not to exceed \$668,348, with four additional option years through February 28, 2003, plus an extension for up to three months, if needed, through May 31, 2003, pending the availability of funds.
2. Authorize the Director of Purchasing and Contracting to amend the awarded contracts to reflect changes in funding allocations or required services as approved by the Director of Health Services.
3. Authorize the Director of Purchasing and Contracting to amend a contract authorize on August 12, 1997 with North County Health Services to provide HIV/AIDS case management services, in an amount not to exceed \$442,000, for the period March 1, 1998 through February 28, 1999.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

41. **SUBJECT: Procurement of Alcohol and Other Drug Treatment and Recovery Services for People Who Are Deaf, Hard-of-Hearing or Late Deafened**
(Supv. Dist: All)

ISSUE/REFERENCE:

The Health and Human Services Agency, Alcohol and Drug Services, with community involvement, has defined the need for population specific alcohol and drug treatment and recovery services for people who are deaf, hard-of-hearing or late deafened. To meet this need, authority is requested to competitively procure non-residential treatment and recovery services for this under-served population of County residents. The services are expected to start in March of 1998, at an annual cost of \$120,000.

FISCAL IMPACT:

The funding source is State General Funds and Federal Substance Abuse Prevention and Treatment Block Grant Funds. If approved, this request will result in an estimated current fiscal year cost of \$40,000 that is already budgeted, estimated annual costs of \$120,000, no additional net County costs, and no additional staff years.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

1. Authorize the Director of Purchasing and Contracting, in accordance with 93.1 (a) of the County Administrative Code, to issue a Request for Proposals (RFP) and negotiate and award a contract to acquire non-residential alcohol and other drug treatment and recovery services specific to deaf, hard-of-hearing or late deafened individuals, subject to approval of the Director of Health and Human Services Agency. The contract will be awarded for a base period of sixteen months, from March 1, 1998 through June 30, 1999, in an amount not to exceed \$160,000, and four additional option years through June 30, 2003, pending the availability of funds.
2. Approve and authorize the Director of Purchasing and Contracting to execute any amendments to the awarded contract in the current and subsequent contract option years to reflect changes in funding allocation or required services as approved by the Director of Health and Human Services Agency. The Office of Purchasing and Contracting will renegotiate contracts as required.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

42. **SUBJECT: Report Card for Children and Families**
(Supv. Dist: All)

ISSUE/REFERENCE:

Supervisor Cox and Supervisor Jacob Board letter adopted August 6, 1997 (7).

On August 6, 1997, at the recommendation of Supervisors Cox and Jacob, the Board approved the development of a report card to be used in evaluating impacts on children and families as the delivery systems for health and social services in San Diego County are transformed. The Board directed the Chief Administrative Officer to identify an outside funding source for the report card and report back with a proposed development schedule.

Board action is requested today to approve a timeline for design, development, and ongoing use of the report card. The Alliance Healthcare Foundation has awarded a grant to George Washington University to design the report card for the County, and a revenue agreement is being developed through which the University will provide grant funds to reimburse County costs associated with designing the report card. Staff will return to the Board for authorization to execute the revenue agreement and appropriate funds.

Since the University's grant does not cover implementation activities, with Board approval the Health and Human Services Agency will pursue additional outside funding for that purpose.

FISCAL IMPACT:

There is no fiscal impact from the recommended actions. Staff will return for appropriation of funding once a revenue agreement with George Washington University has been prepared. The revenue agreement will reimburse costs for involvement of existing County staff in designing the Report Card for Children and Families.

RECOMMENDATION:**CHIEF ADMINISTRATIVE OFFICER:**

1. Approve the timeline for designing, developing, and implementing the Report Card for Children and Families.
2. Authorize the Director of Health and Human Services Agency to seek funding from other public agencies and private organizations, including the Alliance Healthcare Foundation, to implement the Report Card for Children and Families in order to monitor children and family well-being.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

43. **SUBJECT: Medi-Cal Administrative Claiming Agreement**
(Supv. Dist: All)

ISSUE/REFERENCE:

Supervisor Cox and Supervisor Roberts Board letter adopted October 21, 1997.

On October 6, 1997 (16), the Board of Supervisors took various actions continuing the County's participation in Medi-Cal Administrative Claiming and Targeted Case Management for Fiscal Year 1997-98; approved a Release Agreement related to the settlement between the State Department of Health Services and the Federal Health Care Financing Administration for disputed claims from Fiscal Years 1992-93 through 1994-95; appropriated \$2,123,984 for various activities; moved the remaining funds to the Health and Human Services Agency, particularly for the purpose of funding the dependency court reform alcohol and drug treatment services, with the remainder to be used in the Health and Human Services Agency. The Board directed the Chief Administrative Officer to return in 30 days with (a) an estimate of the start up costs for the Dependency Court Reform Alcohol and Drug Treatment Services Program, and (b) after completion of negotiations with the school districts to determine their share of the settlement, recommendations for the appropriation of additional over-realized revenue.

This report responds to that direction and recommends distribution of approximately \$2.4 million to the schools. The balance of approximately \$4.8 million in the Health and Human Services Agency's Management Reserve would be allocated to assist in funding the Dependency Court Recovery Project approved by the Board on October 21, 1997 (15) and to address future health and human services needs.

FISCAL IMPACT:

Funds for this action were not included in the Fiscal Year 1997-98 Adopted Budget. There is no increased current year cost and revenue, no subsequent year cost, and no addition of staff years associated with this action. The funds for the payment to the local education agencies are held in a trust fund which do not require appropriation in the County's Budget.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

Authorize the Director of Health and Human Services Agency, to execute release agreements with participating Local Education Agencies, providing \$1,302,753 to the County Office of Education and \$1,082,911 to the San Diego Unified School District.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors continued this item to Wednesday, November 12, 1997, at the request of the Chief Administrative Officer, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

44. **SUBJECT:** Administrative Item:
Second Consideration and Adoption of Ordinance
Amendments to the Compensation Ordinance Deleting Specified Positions in the
Department of Health Services Resulting in the Layoff of Employees.
(Supv. Dist: All)

ISSUE/REFERENCE:

On October 21, 1997 (36), your Board introduced the Ordinance for further Board consideration on November 4, 1997.

This action amends the San Diego County Compensation Ordinance by implementing your Board's decision to contract with Transcription, Ltd. for medical transcription services for the Department of Health Services. This action results in the deletion of authorized positions in the Department of Health Services resulting in the layoff of employees due to a lack of work.

FISCAL IMPACT:

If approved this action reduces expenditures for salaries and benefits by \$160,668.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

Adopt Ordinance entitled:

AN ORDINANCE AMENDING THE COMPENSATION ORDINANCE DELETING SPECIFIED POSITIONS IN THE DEPARTMENT OF HEALTH SERVICES.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent, adopting Ordinance No. 8842 (New Series), entitled: AN ORDINANCE AMENDING THE COMPENSATION ORDINANCE DELETING SPECIFIED POSITIONS IN THE DEPARTMENT OF HEALTH SERVICES.

AYES: Cox, Jacob, Slater, Roberts, Horn

45. **SUBJECT: Acquired Immune Deficiency Syndrome Drug Assistance Revenue Contract (Supv. Dist: All)**

ISSUE/REFERENCE:

Since 1987, and most recently on February 18, 1997 (8), the Board has approved Acquired Immune Deficiency Syndrome (AIDS) Drug Assistance revenue contracts with the State to provide medications for persons with Human Immunodeficiency Virus (HIV) infections who have limited income. The County of San Diego Pharmacy has been the sole dispenser of medications under this program. This request would continue funding for County dispensing of AIDS drugs until January 1, 1998, when the State plans to implement a statewide AIDS Drug distribution contract with a private contractor.

FISCAL IMPACT:

The Fiscal Year 1997-98 Adopted Budget includes \$2,900,000 for the AIDS Drug Assistance Program. If approved, this proposal will decrease current year costs and revenue by \$200,450 and subsequent year costs and revenue by \$2,900,000. There will be no change in net County cost and no new staff will be required.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

1. Ratify and authorize the Clerk of the Board to execute the AIDS Drug Assistance Program Standard Agreement for the period of July 1, 1997 to September 30, 1997 in the amount of \$1,349,775, and to execute an amendment, upon receipt, in the amount of \$1,349,775 for the period of October 1, 1997 to December 31, 1997.

2. Cancel appropriations and related revenue in the amount of \$200,450 in the Department of Health Services based on the reduction in revenue from the AIDS Drug Assistance Program Agreement. (County Contract No. 73467-R)

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

46. **SUBJECT: Authorization to Retain Interest Earnings on AB-818/AB-719 Property Tax Administration Funds**
(Supv. Dist: All)

ISSUE/REFERENCE:

Since December, 1995, the County of San Diego has participated in the State-County Property Tax Administration Program Established under AB-818 (Revenue and Taxation Code Section 95.31). Originally established as a three-year program, new legislation (AB-719) signed by the Governor in September, 1997, extends this program until Fiscal Year 2000-2001.

FISCAL IMPACT:

Currently, the General Fund receives interest earnings from these funds. A change in procedure by the State Department of Finance requires the County to take this action or lose a majority of the interest earnings. If approved, the interest earnings would be retained but earmarked to further support the Assessor and the Property Tax Administration Program.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

Authorize and direct the Chief Financial Officer to establish a trust fund for the State-County Property Tax Administration Program (AB-818/AB-719) funds and further authorize that the trust fund accrue and retain interest earnings.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

47. **SUBJECT: Procurement of Automated Recording Test System and Vendor Support**
(Supv. Dist: All)

ISSUE/REFERENCE:

On October 7, 1997 (8), the Board of Supervisors approved a number of initiatives related to upgrading the County's Property and Recording Systems. Among these, the Director of Purchasing and Contracting was authorized to enter into negotiations with Digital Equipment Corporation (DEC) to execute an amendment to an existing contract and acquire Sybase/Uniface software licenses. This proposal seeks approval to acquire DEC manufactured hardware, along with supporting system software and related services, for an Automated Recording Test System.

FISCAL IMPACT:

The current year cost totals \$266,025. The first subsequent fiscal year cost is estimated at \$53,600, to be funded from the Recorder's Modernization Trust Fund. This request is completely revenue offset, has no impact on the General Fund and requires no additional staff years.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

1. Waive Board Policy A-91, Mid-Year Budget Changes, and establish appropriations amounting to \$153,161 in the Assessor/Recorder/County Clerk (Org 1162) Services & Supplies Account, and \$112,864 in the Fixed Assets account based upon unanticipated revenue from the Recorder's Modernization Fund. (4 VOTES)
2. In accordance with Board Policy A-87, Competitive Procurement, authorize the Director of Purchasing and Contracting to acquire an Automated Recording Test System, including an application server, database server and disk arrays manufactured by DEC.
3. In accordance with Board Policy A-87, Competitive Procurement, authorize the Director of Purchasing and Contracting to negotiate with Crawford Consulting, Inc., and subject to successful negotiations and determination of a fair and reasonable price, award a contract for:
 - a. System support services for the Office of the Assessor/Recorder/County Clerk's automated Recording System for 24 hours a day, seven days a week support, for the production and test systems.
 - b. Database administration support services for the Office of the Assessor/Recorder/County Clerk's Automated Recording System for all production and test databases.
 - c. The acquisition and installation of Sybase Database Software for the Automated Recording Test System.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

48. **SUBJECT: Purchase of Video Editing System**
(Supv. Dist: All)

ISSUE/REFERENCE:

During Fiscal Year 1997-1998 budget deliberations, your Board approved funding for fixed assets for the Department of Media and Public Relations, County Television Network. An essential component of our fixed asset budget is an editing system for video production. Staff has tested a full range of systems presently available and has determined that the AVID Composer 1000 editing system should become the County's main editing system. The present proposal seeks approval to acquire an AVID Composer 1000 non-linear editing system for the Department of Media and Public Relations.

FISCAL IMPACT:

The funding source for this purchase is the budget of Department of Media and Public Relations for 1997-98. This request will not require additional staff years.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

In accordance with Board Policy A-87, Competitive Procurement, approve and authorize the Director of Purchasing and Contracting to award a sole source manufacturer contract to a licenced and authorized AVID dealer, in order to acquire a Composer 1000 non-linear edit system manufactured by AVID.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

49. **SUBJECT: Administrative Item:**
Second Consideration and Adoption of Ordinance
Amendment to the Compensation Ordinance
(Supv. Dist: All)

ISSUE/REFERENCE:

On October 21, 1997 (32), your Board introduced the Ordinance for further Board consideration on November 4, 1997.

This action amends the San Diego Compensation Ordinance by: 1) amending vacation provisions pertaining to the Superior Court; 2) amending employee recognition and awards program provisions; and 3) establishing authorized positions in nine departments and the Superior Court.

FISCAL IMPACT:

Funds for these recommendations are budgeted in the 1997-98 Adopted Budget or in mid-year actions approved by your Board.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

Adopt the Ordinance entitled:

AN ORDINANCE AMENDING THE COMPENSATION ORDINANCE ESTABLISHING
AUTHORIZED POSITIONS AND COMPENSATION.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent, adopting Ordinance No. 8843 (New Series), entitled: AN ORDINANCE AMENDING THE COMPENSATION ORDINANCE ESTABLISHING COMPENSATION AND AUTHORIZED POSITIONS.

AYES: Cox, Jacob, Slater, Roberts, Horn

50. **SUBJECT: Administrative Item:**
Second Consideration and Adoption of Ordinance
Requirements for Treasurer-Tax Collector Position
(Supv. Dist: All)

ISSUE/REFERENCE:

On October 21, 1997 (34), your Board introduced the Ordinance for further Board consideration on November 4, 1997.

On September 16, 1997 (44), the Board of Supervisors was requested to approve the introduction of an Ordinance to establish eligibility and educational requirements for the office of the Treasurer-Tax Collector. The proposed eligibility requirements are taken directly from the Government Code Section 27000.7 and various questions have been raised regarding the meaning of the statutory language. County Counsel's response to these questions are set forth herein.

State law provides for certain eligibility and educational requirements for person seeking or holding the office of Treasurer-Tax Collector provided the Board of Supervisors enacts an Ordinance adopting those provisions.

FISCAL IMPACT:

If approved, this request will result in no current year costs, and require the addition of no staff years.

RECOMMENDATION:

TREASURER-TAX COLLECTOR:

Adopt Ordinance entitled:

AN ORDINANCE ADDING ARTICLE L (COMMENCING WITH SECTION 840) TO THE SAN DIEGO COUNTY ADMINISTRATIVE CODE RELATING TO TREASURER-TAX COLLECTOR ELIGIBILITY AND EDUCATIONAL REQUIREMENTS

CHIEF ADMINISTRATIVE OFFICER:

Concur.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent; adopting Ordinance No. 8845 (New Series), entitled, AN ORDINANCE ADDING ARTICLE L (COMMENCING WITH SECTION 840) TO THE SAN DIEGO COUNTY ADMINISTRATIVE CODE RELATING TO TREASURER-TAX COLLECTOR ELIGIBILITY AND EDUCATIONAL REQUIREMENTS

AYES: Cox, Jacob, Slater, Roberts, Horn

51. **SUBJECT:** 1997-98 First Quarter Budget Status Report and Management Strategy/Amendment to the Compensation Ordinance Deleting Specified Positions
(Supv. Dist: All)

ISSUE/REFERENCE:

File The Quarterly Budget Status Report containing the 1997-98, Budget Management Action Plan and amend the County Compensation Ordinance by taking the following actions:

First Quarter Budget Management Strategy:

1. Approve a strategy for 1997-98, budget management that maintains the operating Contingency Reserve for emergencies; requires groups to meet revenue/expenditure shortfalls through cost-containment plans; and anticipates completion of the two year structural balancing plan.

2. Determine that, as a key element of the budget management strategy outlined in this report, each group will be responsible to manage within allocations as set forth in the adopted 1997-98 budget, as well as developing a plan of action to address 1997-98, financial and management goals.

FISCAL IMPACT:

The action amending the County Compensation Ordinance will result in the deletion of 7 permanent positions.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

1. File the Budget Status Report with submitted Fund Balance Analysis (Submitted Attachment A), and approve the 1997-98 Budget Management Plan of Action contained in the Report.
2. Determine that it is necessary through a lack of work and/or funds to reduce the number of positions and employees by approval of the submitted Ordinance.
3. Read title, waive further reading, and introduce Ordinance for further Board consideration on December 2, 1997.

AN ORDINANCE AMENDING THE COMPENSATION ORDINANCE DELETING SPECIFIED POSITIONS IN THE OFFICE OF THE CHIEF ADMINISTRATIVE OFFICER.

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, introducing Ordinance for further Board consideration on December 2, 1997.

AYES: C6x, Jacob, Slater, Roberts, Horn

52. **SUBJECT: Proposed Use of Remaining Proceeds From the Sale of the Solid Waste System (Supv. Dist: All)**

ISSUE/REFERENCE:

On August 12, 1997 (1), your Board directed the Chief Administrative Officer to return with recommendations for allocating and managing Solid Waste System (SWS), sales proceeds. Your direction to establish a Solid Waste Environmental Trust Fund to pay for the on-going obligations of inactive landfills was given the highest priority. This issue, and a detailed break down of sales expenses, are addressed in a separate letter to your Board.

Direction was also given to provide recommendations to build management reserves and fund one-time infrastructure investments with the remaining sales proceeds. Staff estimate that approximately \$56 million in sales proceeds are leftover after sales expenses and the funding of the Solid Waste Environmental Trust Fund. Proposed uses of the remaining sales proceeds are discussed below.

FISCAL IMPACT:

Allocating \$56 million in remaining SWS sales proceeds, as recommended, will substantially strengthen the County's financial position and significantly upgrade its computing technology. It will also provide funding to make necessary repairs and improvements to the County Administration Center (CAC) facility and allow for the purchase of land for Courthouse replacement and Multiple Species Conservation Program needs.

These actions will require one-time expenditures for computer system upgrades, CAC improvements and land purchases. No additional County staff will be required by these actions.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

1. Find, pursuant to Section 15061 (b) (3), of the State of California Environmental Quality Act (CEQA) Guidelines, that the recommendations below are categorically exempt from environmental review because it can be seen with certainty that there is no possibility that the activity in question will have a significant effect on the environment and is, therefore, not subject to CEQA.
2. Establish appropriations of \$32 million in the General Fund Contingency Reserve to be designated Management Reserves based on unanticipated revenue available from the Solid Waste Divestiture Holding Fund (510808). (4 VOTES)
3. Establish a General Fund designation of \$9.5 million based on unanticipated revenue available from the Solid Waste Divestiture Holding Fund (510808), to upgrade computer network infrastructure and desktop computing capabilities. (4 VOTES)
4. Establish appropriations in the amount of \$8.5 million in Capital Outlay Fund KA8952, Downtown Court Replacement Project, based on unanticipated revenue available from the Solid Waste Divestiture Holding Fund (510808), to acquire land for a replacement court facility. (4 VOTES)
5. Establish appropriations in the amount of \$3 million in Capital Outlay Fund KK8951, CAC, Upgrades, based on unanticipated revenue available from the Solid Waste Divestiture Holding Fund (510808). (4 VOTES)
6. Establish a General Fund designation of \$3 million for future purchase of land under the Multiple Species Conservation Program based on unanticipated revenue available from the Solid Waste Divestiture Holding Fund (510808). (4 VOTES)

ACTION:

ON MOTION of Supervisor Cox, seconded by Supervisor Jacob, the Board of Supervisors took action as recommended on Recommendations 1 and 2; transferred \$24 million into the Chief Administrative Officer's Management Reserve; and directed The Chief Administrative Officer to report back to the Board during the second quarter budget status report with a progress report on the needs of the County for automation and technology, Capital Improvement Projects, and other available one-time resources, such as fund balance to pay for critically needed one-time projects.

AYES: Cox, Jacob, Slater, Roberts, Horn

53. **SUBJECT: Deletion of Solid Waste Staff Positions and Transfer of Remaining On-Going County Responsibilities and Obligations**
(Supv. Dist: All)

ISSUE/REFERENCE:

On August 12, 1997 (1), the Board authorized the sale of the County's Solid Waste System to Allied Waste Industries, Inc., and directed the Chief Administrative Officer (CAO) to return on or before November 4, 1997, to: (1) provide a status report on the sale, (2) make recommendations regarding retained responsibilities and obligations and (3) make recommendations regarding allocation of sale proceeds.

With the sale of the solid waste system, the County has successfully divested itself from the business of owning and operating landfills and the North County Recycling Facility. However, as a governmental entity, the County retains certain core responsibilities and obligations. These core responsibilities and obligations, which were previously funded with landfill tipping fees, must now be provided through some other means.

This Board Letter describes the solid waste related responsibilities and obligations which the County will retain following the divestiture. The core responsibilities and obligations fall into three broad functional categories as follows: (1) management of inactive and closed solid waste sites in compliance with environmental law and regulation; (2) activities to assure the provision of solid waste hauling services, solid waste reduction, and recycling services, for the unincorporated County; and (3) County-wide planning and reporting as required by law.

This Board Letter recommends the deletion of those Solid Waste staff positions which will no longer be needed; makes recommendations regarding the staffing and organizational placement of those retained responsibilities and obligations; and recommends returning on or before December 9, 1997, with detailed budgets for those on-going obligations.

FISCAL IMPACT:

Funding for the on-going responsibilities and obligations and positions recommended to be transferred will be provided when the CAO returns to the Board on or before December 9, 1997, with budget recommendations. Necessary funding for ongoing responsibilities and obligations for the period between closing of the sale and December 9, 1997, has been approved as part of the Fiscal Year 1997-98, Solid Waste Enterprise Fund Spending Plan.

RECOMMENDATION:**CHIEF ADMINISTRATIVE OFFICER:**

1. Find pursuant to Section 15061 (b)(3), of the State of California Environmental Quality Act (CEQA), Guidelines that the recommendations below are categorically exempt from environmental review because it can be seen with certainty that there is no possibility that the activity in question will have a significant effect on the environment and is, therefore, not subject to CEQA.
2. Direct the CAO to return on or before December 9, 1997, with recommended changes to the Compensation Ordinance to delete 95 permanent positions and 8 temporary positions from the Solid Waste Enterprise Fund which are not to be retained to meet on-going County obligations.
3. Approve the transfer of responsibility for Inactive/Closed Sites from the Solid Waste Enterprise Fund, to include 11 positions, to the Inactive Waste Site Management Fund, a new special revenue fund in the Department of Public Works (DPW), with funding provided by the Solid Waste Environmental Trust Fund established from sale proceeds. Direct the CAO to return on or before December 9, 1997, with recommended Compensation Ordinance changes necessary to accomplish this transfer by January 16, 1998.
4. Direct the CAO to return on or before December 9, 1997, with a recommended budget for the remainder of Fiscal Year 1997-98, for the Inactive Waste Sites Management Fund.
5. Authorize a CAO Executive Project Officer, reporting directly to the CAO, through June 30, 1999 (18 months) to: (1) develop a comprehensive long-range strategic plan for the management and potential development of inactive and closed sites; (2) evaluate the cost and benefit of contracting out inactive and closed site monitoring and remediation functions within the context of the strategic plan; (3) if appropriate, in light of the strategic plan and the cost/benefit evaluation, initiate and complete competitive procurement for comprehensive environmental compliance at inactive and closed sites; and (4) ensure competitive landfill rates are available to the unincorporated area.
6. Approve the transfer of 8 staff years from the Solid Waste Enterprise Fund to the Department of Public Works Road Fund to provide project management, technical services, and financial management for the San Marcos Closure Project, Road Fund and other special projects. Direct the CAO to return on or before December 9, 1997, with recommended Compensation Ordinance changes necessary to accomplish this transfer by January 16, 1998.

Funding for these positions will be provided when the CAO returns to the Board in December with recommendations.

7. Approve the transfer of responsibility for solid waste reduction (AB939), recycling, household hazardous waste disposal, and management of hauler agreements for the unincorporated County, and County-wide planning and required reporting, to the Department of Environmental Health, to include 8 staff years. Direct the CAO to return on or before December 9, 1997, with recommended compensation ordinance changes necessary to accomplish this transfer by January 16, 1998. Funding for these positions will be provided when the CAO returns to the Board in December with budget recommendations.
8. Direct the CAO to return on or before December 9, 1997, with a recommended budget and, as needed, the transfer of appropriations and revenue, for the remainder of Fiscal Year 1997-98, for the Waste Reduction/Recycling Section and management of the Solid Waste Management Agreements to be located in the Department of Environmental Health.
9. Authorize the use of up to \$2.5 million in Solid Waste Equipment Internal Service Fund monies (Fund 194004) to supplement Solid Waste Enterprise Fund (SWEF), monies for on-going operational expenses beginning November 5, 1997, should additional cash be required to fund final expenses during the close-out of the SWEF.

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, and directed the Chief Administrative Officer to report back to the Board with the necessary justification for the remaining 27 positions.

AYES: Cox, Jacob, Slater, Roberts, Horn

54. **SUBJECT:** Status Report on the Sale of the County's Solid Waste System and Recommendations Regarding Solid Waste Environmental Trust Fund
(Supv. Dist: All)

ISSUE/REFERENCE:

On August 12, 1997 (1), the Board authorized the sale of the County's Solid Waste System to Allied Waste Industries, Inc. pursuant to a Purchase and Sale Agreement of the same date between the County and Allied; and directed the Chief Administrative Officer to return on or before November 4, 1997 to: 1) provide a status report on the sale; 2) make recommendations regarding retained responsibilities and obligations; and 3) make recommendations regarding allocation of the proceeds from the sale.

The Board Letter provides a status report on the sale, including a preliminary assessment of the net proceeds from the sale; and makes recommendations regarding establishing a Solid Waste Environmental Trust Fund to fund work required to properly manage inactive and closed solid waste sites for which the County retains responsibility post-divestiture. Two companion Board Letters on the Board's Agenda today address other issues related to divestiture. One, titled: Proposed Use of Remaining Proceeds from the Sale of the Solid Waste System, makes recommendations regarding use of net proceeds from the sale, after establishment of the Solid Waste Environmental Trust Fund. The second, titled: Deletion of Solid Waste Staff Positions and Transfer of Remaining On-Going County Responsibilities and Obligations, makes recommendations regarding the organizational structure and staffing to address the County's retained responsibilities and obligations.

FISCAL IMPACT:

Proceeds from the sale of the County's solid waste system are expected to exceed \$179.1 million. These include \$160 million in cash; and estimated \$15.9 million in release of closure/post closure reserves relating to sold sites; and an estimated \$3.2 million in reimbursement for a San Diego Gas & Electric deposit and capital expenditures. This figure is less than the previously stated \$184 million because escrow is now expected to close earlier than originally projected. Adjustments to projected closure/post closure reserve balances and capital project expenditures have been made accordingly. Original projections of closure/post closure reserve balances and capital expenditures were based on a December 31, 1997 date for close of escrow. Escrow is now expected to close in the near future, and projected balances in the closure/post closure reserve fund and projected expenditures for reimbursable capital expenditures have been adjusted to reflect this shorter escrow period.

Of the estimated total \$179.1 million, more than \$163 million is estimated to be received by wire transfer at the close of escrow. The remaining estimated \$15.9 million is currently held by the County, in reserve, as was required by law, to fund future closure activity at Sycamore, Otay, Borrego, and Ramona landfills. With the sale of these landfills, the new owner will be responsible for establishing and maintaining these reserves. Upon approval from the California Integrated Waste Management Board, the County may use its reserves for other purposes.

The recommended actions, if approved, will: 1) establish a number of trust funds and management funds for holding and allocating sale proceeds; 2) allocate \$101 million in proceeds from the sale to a Solid Waste Environmental Trust Fund to fund inactive/closed site management for approximately 30 years; 3) allocate \$11.1 million to various other accounts to fund specific requirements associated with the sale, and; 4) as necessary, establish appropriations based on these sale proceeds for anticipated expenditures in Fiscal Year 1997-98.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

1. Find, pursuant to Section 15061(b)(3) of the State of California Environmental Quality Act (CEQA) Guidelines, that the recommendations below are categorically exempt from environmental review because it can be seen with certainty that there is no possibility that the activity in question will have a significant effect on the environment and is, therefore, not subject to CEQA.
2. Read title, waive further reading, and introduce the Ordinance for further Board consideration on December 2, 1997.

AN ORDINANCE ADDING SECTION 454.1 TO THE SAN DIEGO COUNTY ADMINISTRATIVE CODE PROVIDING FOR THE ESTABLISHMENT AND ADMINISTRATION OF THE SOLID WASTE ENVIRONMENTAL TRUST FUND.

3. Direct the Chief Financial Officer/Auditor and Controller to establish:
 - a. A Solid Waste Divestiture Holding Fund (510808), with interest to be retained in the General Fund;
 - b. An interest bearing Solid Waste Environmental Trust Fund (545800);
 - c. An interest bearing Allied Waste Industries, Inc. Prepaid Lease Trust Fund (545801); and
 - d. A Special Revenue Fund titled Inactive Waste Site Management Fund (130000) with interest to accrue to the Solid Waste Environmental Trust Fund (545800) (See b. above)
4. Direct the Chief Financial Officer/Auditor and Controller to deposit \$101 million in proceeds from the sale of the County's Solid Waste System into the Solid Waste Environmental Trust Fund (545800) as follows:
 - a. \$85.1 million from the Solid Waste Divestiture Holding Fund (510808); and
 - b. \$15.9 million from the Solid Waste Landfill Closure Reserve Trust Fund (300400), subaccounts 0732 Otay, 0733 Sycamore, 0734 Ramona, and 0735 Borrego, upon transfer of title and release of these reserves by the California Integrated Waste Management Board.
5. Direct the Chief Financial Officer/Auditor and Controller to deposit \$3,111,000 in proceeds from the sale of the County's solid waste system into the Allied Waste Industries, Inc. Prepaid Lease Trust Fund (545801) to be held as lease payments for the Palomar Transfer Station and for the Ocotillo Wells Bin Site.

6. Establish appropriations in the Capital Outlay Fund Project KA8950, Waste Site Land Acquisitions, in the amount of \$9 million based on proceeds from the sale, available from the Solid Waste Divestiture Holding Fund (510808), to acquire property as required by the Purchase and Sale Agreement and/or as authorized by the Board of Supervisors. (4 VOTES)
7. Establish appropriations in the Inactive Waste Site Management Fund (130000) in the amount of \$2.1 million based on proceeds from the sale, available from the Solid Waste Environmental Trust Fund (545800), to pay for inactive/closed site management costs, including salaries, from November 1, 1997 through June 30, 1998. (4 VOTES)
8. Direct the Chief Administrative Officer and the Chief Financial Officer to return in December 1997 with a plan for dissolution of the Solid Waste Enterprise Fund, including the distribution of all remaining assets.
9. Direct the Chief Financial Officer/Auditor and Controller to cause all residuals remaining in the Solid Waste Holding Fund (545800) after final costs are determined to revert to the County General Fund (Org. 1604).
10. Establish appropriations in County-wide Expenses (Org. 1652) in the amount of \$2,918,558 based on unanticipated revenue from the Solid Waste Divestiture Holding Fund (510808) to restore bond reserves to the Hall of Justice bond issue. (4 VOTES)

ACTION:

Revising Recommendation 10 to read as follows:

1. Direct the Chief Financial Officer/Auditor and Controller to:
 - a. Establish appropriations in County-wide Expenses (Org 1652) in the amount of \$2,918,558 based on unanticipated revenue from the Solid Waste Divestiture Holding Fund (510808) to restore debt service reserves to the Hall of Justice bond issue. (4 VOTES)
 - b. Reduce the Designation for Debt Service Reserves by \$4,680,162. (4 VOTES)
 - c. Establish appropriations of \$4,620,975 in County-wide Expenses (Org. 1652) to allow the restoration of debt service reserves in the 1989 East Mesa and 1991 Mills Building (Metropolitan Transit Services (MTS) Tower) based on the fund balance made available by release of the designation. (4 VOTES)

and revising Ordinance language, Section 454.1 to read: "...to be paid from the Trust Fund. The funds held in the Trust Fund shall not be used or budgeted other than for the purposes set forth in this section..."

ON MOTION of Supervisor Jacob, seconded by Supervisor Slater the Board of Supervisors took actions as recommended, introducing Ordinance for further Board consideration on December 2, 1997, and directed the Chief Administrative Officer to make an annual report in conjunction with the normal budgetary process on the environmental Trust Fund use for closed landfills.

AYES: Cox, Jacob, Slater, Roberts, Horn

55. **SUBJECT: Administrative Item:**
Appointments
(Supv. Dist: All)

ISSUE/REFERENCE:

Should the Board of Supervisors appoint the following persons to the Advisory Boards, Committees and Commissions as indicated?

RECOMMENDATION:

SUPERVISOR COX

Appoint Antoinette Ingrassia to fill vacant Seat No. 12 on the Sweetwater Planning Group, to replace John Riess, for a term to expire December 31, 1998.

RECOMMENDATION:

CHAIRMAN HORN RECOMMENDATION:

Reappoint Elizabeth Nolan, M.D., nominated by and representing the San Diego County Medical Society, to the Emergency Medical Care Committee for a term to expire October 30, 2000.

Appoint Fire Chief Kevin Eggleston, nominated by and representing the San Diego County Chapter Fire Districts Association of California, to the Emergency Medical Care Committee for a term to expire September 24, 2000.

Appoint Pat Nunez, nominated by and representing the League of California Cities, to the Emergency Medical Care Committee for a term to expire June 30, 2000.

Appoint HMC Lawrence A. Griffin nominated by the Department of the Navy to represent the military agencies, to the Emergency Medical Care Committee for a term to expire June 30, 2000, and also nominated CDR Steve Temerlin as alternate for a term to expire June 30, 2000.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

Appoint as indicated. This appointment is in accordance with applicable Board Policy.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

56. **SUBJECT: Communications Received for Board of Supervisors' Official Records**
(Supv. Dist. All)

ISSUE/REFERENCE:

Board Policy A-72, Board of Supervisors Agenda and Related Process, authorizes the Clerk of the Board to prepare a Communications Received for Board of Supervisors' Official Records. Routine informational reports which need to be brought to the attention of the Board of Supervisors yet not requiring action are listed on this document. Communications Received documents are on file in the Office of the Clerk of the Board.

RECOMMENDATION:

CHIEF ADMINISTRATIVE OFFICER:

Note and file.

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

57. **SUBJECT: San Diego State University Foundation - Tax Exempt Financing**
(Supv. Dist: All)

ISSUE/REFERENCE:

Authorize the Chief Financial Officer to approve the tax-exempt financing by the California Statewide Communities Development Authority, a joint powers agency of which the County of San Diego is a member, for the project for the San Diego State University Foundation located in the jurisdiction of the County of San Diego.

Similar approvals have been given to other financings for nonprofit corporations by the California Statewide Communities Development Authority. The only role of the County is to approve, the financing solely for purposes of satisfying the joint powers agreement creating the California Statewide Communities Development Agency.

FISCAL IMPACT:

None

RECOMMENDATION

CHIEF ADMINISTRATIVE OFFICER:

Authorize the Chief Financial Officer to approve the tax-exempt financing for the San Diego State University Foundation solely for purposes of satisfying the joint powers agreement, creating the California Statewide Communities Development Authority. (4 VOTES)

ACTION:

ON MOTION of Supervisor Roberts, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

58. **SUBJECT: Closed Session Items**
(Supv. Dist: All)

- A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
San Elijo Ranch, Inc., et al. v. County of San Diego, et al.; Riverside County Superior Court No. 272265/Court of Appeals No. E019371
- B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
San Elijo Ranch, Inc. v. County of San Diego, et al.; Superior Court No. 708616
- C. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
County of San Diego, et al. v. City of San Marcos, et al.; Riverside Superior Court No. 292531
- D. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to
subdivision (b) of Government Code section 54956.9
No. of potential cases 1
- E. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
San Diego Regional Disposal LLC v. County of San Diego, et al.; Superior Court No. 711619
- F. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
James K. Manning v. Frank Puzon, et al.; South Bay Superior Court Case No. SB005749
- G. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Thomas C. Hughes v. County of San Diego, et al.; United States District Court 95-0362B (JFS)
- H. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
County of San Diego v. State of California; No. CSM-R-S046843
- I. CONFERENCE WITH LEGAL COUNSEL
Kelvin Eugene Wiley v. County of San Diego, et al.; 4th Civ. No. D022069 (Superior Court No. 659219)

- J. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Rebecca Escatell, et al. v. County of San Diego, et al.; United States District Court, Southern District of California, No. 92-0561-K
- K. CONFERENCE WITH LEGAL COUNSEL - POTENTIAL LITIGATION
Significant exposure to litigation pursuant to subdivision (b) of Government Code section 54956.9
No. of potential cases 1

ACTION:

No reportable matters.

59. **SUBJECT: Proclamations/Presentations**

Chairman Horn presented a Proclamation Honoring United States Marine Corps 222nd Birthday.

Chairman Horn presented a Proclamation Honoring Veterans Day.

Chairman Horn presented the Volunteer of the Month award to Marie Brown, Kay Toci, James Scott and Marilyn James for their outstanding service to the San Diego County Probation Department.

Supervisor Slater presented a Proclamation Honoring Alan Kurt Uke, Entrepreneur of the Year.

The Board of Supervisors received a special presentation by San Diego State University Centennial Committee.

There being no further business, the Board adjourned at 3:42 p.m. and adjourned in memory of John Hein, Hank Weedn, Donald Boyd, John Erickson, and Robert Crumly.

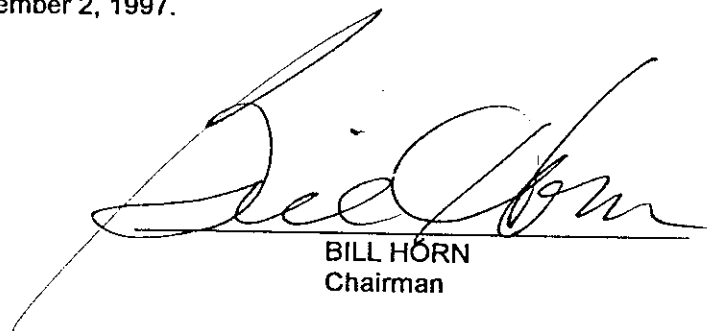
THOMAS J. PASTUSZKA
Clerk of the Board of Supervisors
County of San Diego, State of California

Notes by:

Tominia (Consent)
Egan (Discussion)

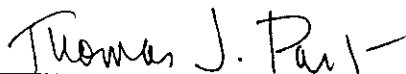
NOTE: This Statement of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on Tuesday, December 2, 1997.



BILL HORN
Chairman

Attest:



THOMAS J. PASTUSZKA
Clerk of the Board